

Regular meeting of the Board of Selectmen held January 4, 1982. Members present were: Mr. Hart, Mr. Ready, Mr. Emerson, Mr. Harvey and Miss Towle. Norman Thidemann, Executive Secretary, was also present. Chairman Hart opened the meeting at 7:30 p.m.

Members Present

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Motion DJR, second BOE, unan. to approve the minutes of the December 21 meeting.

1982 JAN 20 PM 2:00

Mr. Harvey reported that the Highway Dept. is still doing a remarkable job in snow and ice removal in a severe winter and with limited manpower and equipment.

TOWN OF CHELMSFORD
MARY E. ST. LAIRE
Board Member
Reports
TOWN CLERK

The Ex. Sec. reported that the Town Hall Restoration Committee is meeting next week and is looking for the Board's guidance in leasing the North Town Hall. Three proposals have been received for its use. Motion DJR, second CAH, unan. to request the Ex. Sec. and Sel. Emerson to meet with the persons who have submitted proposals, review the proposals and report back to the Board. Mr. Ready requested the Ex. Sec. to check with the Jaycees and ask them to submit their proposal, if they are interested.

Ex. Sec. Reports

The Ex. Sec. reported that the state will be taking over the Community Development Block Grants, that they will award 12 grants to be administered under the Department of Community Development. He asked the Board for their ideas for submitting an application, and said that he has checked on the rehab of the North School, and this would not qualify. Mr. Ready asked about using the grant for septic system repairs, and the Ex. Sec. said this could be done. Mr. Ready said the Board of Health would have the info needed for the application.

Mr. Hart stated that he has not met with John Phillips of UOP re solid waste because he feels the information should be presented to the whole Board and not just one member. He also clarified figures that were reported in the Lowell Sun on the costs of various methods of disposing of solid waste.

Motion DJR, second BOE, unan. that Chief Raymond McKeon be appointed Parking Clerk for the Town of Chelmsford. that the fine schedule as outlined in the memo from the Ex. Sec. be adopted and that the Chief be authorized to use stickers on the existing parking tickets.

Unfinished
Business

Motion DJR, second BOE, unan. that due to the anticipated large increases in the cost of insurance to the Town, the Board create an Insurance Advisory Committee with each Selectman appointing one member. Mr. Hart stated that the former advisory committee had been made up of all insurance agents and Town Counsel had advised that this could be a conflict of interest; thus the committee all resigned. The Town also had an insurance consultant at one time, but the funding for this ran out.

New Business

The Board met with Recreation Commission Chairman Jack Bilodeau and members Paul Murphy, Bob Charpentier, Bruce MacDonald and Bette Ressel to discuss the status report submitted by the Commission in December. Mr. Bilodeau stated that the Commission has app. \$2400 remaining in its budget, and that most organizations seem to be doing fairly well without Town funding. Use of the Town Offices gym was discussed, and the Commission will submit a proposal to use the gym for athletics on two nights per week next fall. The Ex. Sec. said that Wang may consider letting the Rec. Comm. use the Center School gym. Mr. Bilodeau further reported that the Comm. is requesting \$12,000 for the 1982 summer program, and app. \$20,000 in order to give each sports organization, except hockey, app. 10% of its operating costs. They are no longer requesting the appointment of a Recreation Director, as indicated in their report. The Comm. also brought up the matter of storage space for equipment, requesting much more space than is presently allocated, and Ch. Hart said the BOS will take this request under advisement. The Comm. reported that they are unable to take care of field maintenance, and would like to turn it over to another department.

Meeting with Rec.
Comm.

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George Ripson, CH, FinCom, said this is a questions of finding out who is best able to do field maintenance and what the cost will be. He told the Rec. Comm. that the FinCom is looking for level-funded budgets, and Mr. Bilodeau said that the Rec Comm. budget is liable to be over the \$10,000 allocated this year.

Adjourn to
Executive Sess.

At 8:30 p.m. motion DJR, second BOE, to go into Executive Session to discuss strategy with respect to collective bargaining. Roll Call vote was as follows: DJR -Aye; BOE-Aye; CAH-Aye; BAT-Aye; PCH-Aye.

Return to Open
Session
Meeting with
Steve Wojcik re
North School

The Board returned to open session at 8:55 p.m. Architect Stephen Wojcik was present to discuss his plans for the renovation of the North School. He presented a report to each Board member and went over it in detail. His total estimate to make the site viable is \$195,000. After discussion, Mr. Wojcik told the Board he will attend the meeting on Jan. 18th with a realistic plan and cost estimates for a viable alternative. Mr. Ready asked him to also include the 6 classrooms on the new plan to be used for storage.

Route 3 Cinema
VII license

At 9:25 p.m. the Board met with Philip Scuderi of the Route 3 Cinema. He explained to the Board that Cinema VII was created by dividing the largest theatre into 2 theatres, each seating app. 300 people. Mr. Emerson said that the tax matter appears to have been resolved, and could Mr. Scuderi guarantee that the same thing won't happen again next year. He said he certainly hoped that it wouldn't. He told the Board that Wang employees are using the parking lot from 8:00 am to 6:00 pm on weekdays, and the Board told him that it could only be used by Wang when the Cinema is not open, or there would be a zoning violation. Allen Nelson, Sr. of Mrs. Nelson's Candy Shop spoke in opposition to granting the license for Cinema VII, stating that there is a bad traffic problem in the area now when the first evening show is getting out. He said that no emergency vehicle could possibly get down Glen Avenue during this time. Mr. Scuderi said he has started running the movies on a staggered starting time and this should eliminate some of the problem. He also said that he has permission to have cars park in Demoulas' parking lot, and Mr. Nelson said he does not have permission to park in his lot. Allen Nelson, Jr. also spoke in opposition to the license, for the same reasons. Motion DJR, second BOE, unan. to instruct the Safety Officer to meet with reps. from the Cinema, Mrs. Nelson's and Demoulas and try to come up with a satisfactory traffic flow plan. Motion DJR, second BOE, to renew the theatre licenses for Cinemas I - VI, and to grant a license to Cinema VII with the provision that the hours be staggered and that a "trailer" indicating that there is no parking at Mrs. Nelson's be shown at the start of every movie. The vote was 4 in favor, 1 opposed (BAT).

New Business

DJR requested that the office keep track of the time bill and payroll warrants are received in the office and when they are signed and returned to the Accounting Dep

DJR requested that Capt. Sousa of the Fire Dept. be asked to come in to a meeting to explain to the Board why some potential storage areas don't meet fire safety standards.

BAT requested that the Ex. Sec. look into excluding heavy truck traffic from Riverneck Road.

Miss Towle announced that she will seek re-election for another term, and was congratulated and praised by the other Board members.

Press Questions

The Ex. Sec. outlined the various North School proposals to the press.

Adjournment

At 10:05 p.m. motion DJR, second BOE, unan. to adjourn the meeting.

For the Board of Selectmen, by

John E. Carter



Regular meeting of the Board of Selectmen held January 18, 1982. Members present were: Mr. Hart. Mr. Ready and Mr. Emerson. Mr. Harvey and Miss Towle were absent due to illness. Norman Thidemann, Executive Secretary, was also present.

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Members Present

Prior to the commencement of the meeting reps. of the Jaycees were present to indicate their interest in the North Town Hall to the Board. They asked several questions of the Board, and indicated that they would like to use the building for their meetings twice a month, and possibly start a Youth Center and a function hall for the elderly. They will have a formal proposal to present at the Board's next meeting.

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Jaycees re:
Use of North Town
Hall
TOWN OF CHELMSFORD
WALTER E. ST. HILAIRE
TOWN CLERK

Chairman Hart opened the meeting at 7:30 p.m.

Motion DJR, second BOE, unan. to approve the minutes of January 4, Reg. and Exec. Minutes and December 7, 1981 - Exec.

Approval of

Captain James Sousa of the Fire Dept. was present to discuss storage areas in the Town with the Board. Chairman Hart told him the Board would like to know what areas are available, and the Ex. Sec. said the School Dept. understood that they cannot store combustibles in the Center School, and that the Rec. Comm. also needs storage. Capt. Sousa said he is against storage in the schools when pupils are present, but that it can be done if there are separate heat detectors and the doors are self-closing. Mr. Ready said the School Dept. wants to use 2 classrooms in each building next fall for storage, and Capt. Sousa indicated that this would be allowable, with the proper safeguards. Mr. Ready asked Capt. Sousa to make suggestions for storage areas, and also asked if he would review plans for the North Town Hall and the Old Town Hall for possible storage space. Capt. Sousa also said that each school should be looked at individually, that some present classrooms could be used for storage. Mr. Ready moved that the Board ask Town Counsel for a legal opinion regarding the new smoke detector law - whether they may be battery-operated or the Fire Chief can require that they be tied into the building's wiring. The motion was seconded by BOE and passed unanimously.

Fire Dept.
Capt. Sousa re
Storage Areas

Motion BOE, second DJR, unan. to request Walter Hedlund and the Civil Defense Committee to attend a meeting in the near future to discuss possible evacuation plans for the Town.

The Board then presented Paul Murray, 25 McFarlin Road, with a commendation for saving the life of Mrs. Alice Gossett. Mrs. Gossett was present and praised Mr. Murray as a fine young person. DJR then presented him with a citation from the Comm. of Mass. requested by Rep. Bruce Freeman.

Commendation

Town Accountant Ernest Day was present to discuss the Snow and Ice Account, which will run out of funds by the end of the week. He told the Board that state law allows this account to be overdrawn, with the approval of the BOS and FinCom. The overdraft can be covered in 3 ways: added to next year's tax rate, transferred from the Finance Committee Reserve Fund, or transferred from Free Cash at a Special Town Meeting prior to June 30th. He suggested that the BOS request a weekly report from the Highway Dept and then approve expenditures. Motion DJR, second BOE, unan. to ask for weekly reports from the Highway Dept., approve bills on a weekly basis through the snow season, and then go to the FinCom for a transfer.

Snow & Ice
Account

Architect Stephen Wojcik was present with new plans for the use of the North School. He said that he has planned a 3-phase total project, with an outlay of \$200,000 for the first phase, which would be the remodeling of the gym and fixing the lavatories. The second phase would be an addition along the left wall of the gym, which could possibly house the present McKay Library and add

Stephen Wojcik
re North School
Proposal

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LIBRARY

to the use of the site. The first 2 phases would cost an estimated \$700,000 and the proposed third phase would involve building 24 - 48 units for elderly housing. Mr. Wojcik told the Board that since the site contains over 17 acres, this plan would be one way to most fully utilize the whole site, and if started now, the whole project could be completed by 1985. Ruth Delaney, Chairman of the Housing Authority was present and said that the Housing Authority would pursue any funding that might be available, probably on a state level. Mr. Ready suggested that copies of the proposal and plan be sent to the Housing Authority and Library Trustees. Mrs. Elaine Roberts, 7 Coral Ave., and Mrs. Cathy Crocker, 64 Harding St., both expressed enthusiasm over the proposal, and added that a Day Care center would be a good possible use of some of the space. The Board agreed to: 1. hold a meeting at St. John's Church in the near future for residents of North Chelmsford to give their input; 2. ask the Ex. Sec. to look into any possible funding for the project; and 3. schedule the Library Trustees to come in to the next meeting in order that Mr. Wojcik can present his proposal to them.

Board Member Reports

PCH reported that the Middlesex County Advisory Board budget hearing will take place on January 20, and he will be unable to attend. Since only the Chairman of the Board can vote on the budget, he will resign as chairman for that day. Motion BOE, second DJR, to accept Mr. Hart's resignation as Chairman for January 20, 1982. Motion PCH, second BOE, to appoint Mr. Ready as Chairman for January 20th. Motion DJR, second BOE, unan. that he be instructed to vote to utilize the full East Cambridge jail as soon as possible.

DJR reported that he had attended the meeting of the Middlesex County Selectmen and got the feeling that other members don't want to see the Training School sold, and that the County Commissioners are limiting interested purchasers by signing long-term leases with various organizations.

Motion DJR, second BOE, unan. that the BOS send a letter to the Billerica BOS stating that Chelmsford supports their position in the matter of R. W. Grace polluting the Concord River.

BOE reported that he, DJR and the Ex. Sec. have interviewed consultants for the Urban Systems project for Vinal and Central Squares, that the list has been cut to 4 firms, and he hopes the full Board can participate in the final interviews. He also reported that the Town Hall Restoration Committee has met twice, and he moved that Allen J. Boemer be engaged, for a fee of \$2500 + expenses, to proceed with plans and specs so that the BOS can advertise for bids before the ATM.

PCH asked for a personal hold on this matter until the Board can schedule Mr. Boemer to come to a meeting to discuss the heating system in the Town Offices gym. Motion BOE, second DJR, unan. to move in accordance with the Restoration Committee's recommendation to go forward with Phase 2 and advertise for a contractor to clean out the old Town Hall and remove the temporary partitions.

Ex. Sec. Reports

The Ex. Sec. reported that Sel. Towle was at the Route 3 Cinema on January 8 and trailers indicating no parking in Mrs. Nelson's lot were not being shown. The Ex. Sec. said he has written to Mr. Scuderi about this matter.

He also reported that the Board has received a copy of a letter from Sen. Amick to the Comm. of Public Works stating that Chelmsford is strongly in favor of closing the Route 3 rest area.

The Ex. Sec. also indicated that he feels the Board should hold an Ex. Sess. to discuss collective bargaining.

New Business

Motion DJR to request that 2 referendum questions be put on the ballot for the April Town election - 1. to raise the 2½ tax limit to 5% and 2. raising the limit to 7%. Mr. Emerson seconded the motion, asking Mr. Ready to amend the second question to 7½%. Mr. Ready agreed, and the motion passed unanimously.

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New Business
cont'd

BOE moved that the 1 All Alcoholic Restaurant that has not paid all its taxes and the 2 Class II Auto Dealers and the 5 Common Victualler License holders that have not paid for their 1982 licenses be notified that if their taxes are not paid within 10 days, their licenses will be revoked. PCH asked him to amend the motion to state that if the back taxes are not promptly paid, the Board will not renew the All Alcoholic license for 1983. Motion BOE, second DJR, unan. to indicate this, and to notify the other license holders that if the licenses are not paid for within 30 days of receipt of the letter, these licenses will be revoked.

BOE noted that appointment of members to the Insurance Advisory Committee is not on the agenda, and PCH asked if all members had seen Town Counsel's opinion that insurance agents may not serve on this committee. BOE and DJR both stated that they had nominees who are not insurance agents. Motion DJR, second BOE, unan. to put this on the agenda for the next meeting and hope that all members are present with names of nominees.

The press asked for further details about the heat in the gym. They were also told that they will be able to review the Highway Dept.'s weekly reports after all Board members have seen them. Press Questions

At 9:30 pm, motion DJR, second BOE, to go into Executive Session to discuss strategy with regard to collective bargaining. Roll Call Vote was as follows: DJR-Aye; BOE-Aye; PCH-Aye.

The Board returned to open meeting at 10:10 p.m. Motion DJR, second BOE, unan. to adjourn.

For the Board of Selectmen, by

Julia E. Carter



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FEB 24 4 45 PM '82

TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Regular meeting of the Board of Selectmen held February 8, 1982. Members present were: Mr. Hart, Mr. Ready, Mr. Emerson, Mr. Harvey and Miss Towle. Norman Thidemann, Executive Secretary, was also present.

Members Present

Prior to the commencement of the meeting representatives of the Jaycee's were present and told the Board that they have looked at the North Town Hall, but feel it is too large and expensive to operate for their needs. On the matter of their carnival which they traditionally run during April vacation week, it was suggested that they go to the Board of Appeals to try to obtain the use of the McFarlin Field.

Jaycee's re
North Town Hall
and Carnival

Chairman Hart opened the meeting at 7:40 p.m. Motion DJR, second BOE, unan. to proclaim Feb. 7 - Feb. 13 as U.S. Jayceettes Week and Town of Chelmsford Jaycee Women's Week.

Proclamations:
Jaycee Women

Motion DJR, second BOE, unan. to present a citation to the Chelmsford Auxiliary Police for the 25 years of dedication and service to the Town. Rep. Bruce Freeman also presented them a citation from the Mass. General Court.

Auxiliary Police

Motion DJR, second BOE, unan. to approve the minutes of the Jan. 18 meeting.

Approval of
Minutes

Rep. Freeman discussed his vote on local aid when asked by BAT, and said that he felt it was more important for Tyngsboro not to lose \$106,000 than for Chelmsford to gain \$6300, and thus he voted the way he did.. He also stated that he has put through a bill to allocate another \$15,000 for the traffic light at the Chelmsford Mall. When asked by DJR, Mr. Freeman said he feels that the Town will receive more aid this year than last.

Mtg. with Rep.
Bruce Freeman

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Mr. Freeman also told the Board that the rent control bill for the Chelmsford Mobile Home Park will be heard on February 22nd.

Jaycee Elderly
Housing Corp.

The Board then met with Atty. James Cassidy and Bob Malovich, President of the Jaycee Elderly Housing Corp. Atty. Cassidy explained that the Jaycees want to develop the Mill Pond site in West Chelmsford (the Japenamelæc property) as Elderly Housing, and that they are going to the Board of Appeals on Feb. 25 to try to obtain a variance to build in a flood plain area and a comprehensive permit. The Corp. has made presentations to various other Boards in Town. He further stated that they have HUD money committed to this site for 60 units, and are not competing with the Chelmsford Housing Authority since this project involves a different source of funds. Chairman Hart and James McBride, Conservation Commission Chairman, both expressed concern about the water and pollution problem with this site.

St. Vartanantz
1-day Liquor
License

Motion DJR, second BOE, unan. to approve a 1-day All Alcoholic License for St. Vartanantz Armenian Church School's Valentine Dance on February 13th from 7 pm - 12 midnight.

Peter Hallissy re
Transfer of
Class II Auto
Dealer's Lic.

Atty. Joseph Tosky, representing Peter Hallissy, met with the Board to apply for Mr. Hallissy to take over the Class II Auto Dealer's License issued to Colonial Chevrolet to sell late model used cars at 39-45 Chelmsford Street. The land belongs to Mr. Hallissy and has been leased by Colonial, according to Atty. Tosky. After discussion, the Board asked the Ex. Sec. to contact Colonial to determine who the actual owners of the properties on each side of Chelmsford Street are, and DJR asked for a Personal Hold on the matter until the next BOS meeting.

Mtg. with A.
Boemer re Heater
in Gym

Architect Allen Boemer and Contractor Wm. Cress were present to discuss the heating system in the gym at the new Town Offices. Chairman Hart said that the Board is very concerned with the noise of the heater, and asked what changes will be made. He also stated that the Board feels that this may have been the wrong type of heater for the gym, since the second basketball net can no longer be put up. Mr. Boemer said he had thought the gym was ^{not} to be used primarily for meetings, that they installed a cost efficient unit and that the noise level was reduced in mid-November. Mr. Hart said that the gym had been intended to be used for meetings, and if Mr. Boemer thought it was only for recreational purposes, why install a heater that precludes the use of the basketball net. BOE said he has had 2 heating experts check the system, and they feel that the lack of cold air returns at the floor level is more of a problem than the noise. CAH suggested that BOE work with Mr. Boemer and try to have a solution to the heating problem within the next 2 weeks, and report back to the Board.

Police Dept.
Budget

Police Chief Raymond McKeon and Deputy Chief James Greska presented the FY83 Police Dept. budget to the Board, noting that it is about 4% higher than last year, that they have added 1 sergeant and 1 clerk-secretary, and added .10¢ per gallon for gasoline. Mr. Hart noted that the budget is not level-funded, as requested by the Board, and that there has been no allowance for salary increases. The purchase of cruisers and radios was also discussed.

Fire Dept.
Budget

Fire Chief Frederick Reid went over the Fire Dept. FY83 budget with the Board. He stated that he feels the budget is level funded, and that the \$3400 for salary increases has been taken out of the outlay account. The Board discussed the replacement of equipment and maintenance of buildings with him.

Adjourn to Ex.
Session re
Collective
Bargaining

At 10:15 pm motion DJR, second BOE, to adjourn to Executive Session to discuss strategy with regard to collective bargaining. Roll Call vote was as follows: DJR-Aye; BOE-Aye; CAH-Aye; BAT-Aye and PCH-Aye.

At 10:55 p.m. the Board returned to open meeting.

Under reports, DJR reported that the SMACC's last meeting involved a discussion of computer tie-in and telephone lines at the school complex. Motion DJR, second BOE, unan. to ask Town Counsel's opinion of the legality of the Fire Department's stringent lines.

Return to Open Meeting
Board Member Reports

DJR requested to bring the subject of choosing an architect for the Old Town Hall off the table. BOE requested a Personal Hold for 2 weeks.

Motion DJR, second BOE, unan. that the Board suspend its usual rules and continue to conduct business after 11:00 p.m.

Suspend Rules - Business after 11:00 pm

BOE commented that the Town has spent over \$100,000 equipping the new Town Offices for the handicapped and very few handicapped appear to be using the building. He moved that the Board hold some type of awareness day in the spring to make the handicapped aware that we do have facilities for them. Motion seconded by DJR, unanimous.

Motion DJR, second CAH, unan. to have the Ex. Sec. and BOE check with the person submitting the one interesting proposal for the North Town Hall to see if he is still interested, and if so, run a credit check and ask him to appear at a meeting of the full Board.

Motion BAT, second BOE, unan. to request the Ex. Sec. to set up a tour of the Billerica House of Correction, as suggested at the Middlesex County Selectmen's Association meeting.

Motion DJR, second BOE, unan. that the bid for certain alterations and partition removal at the Old Town Hall be awarded to Hancock Building Associates, 160 Turnpike Road, Chelmsford, MA in the amount of \$2600.00.

Bid Award - Old Town Hall

Appointments to the Insurance Advisory Committee were discussed. Three members had no nominations. Motion DJR, second BOE, unan. that the Ex. Sec. and Town Accountant go out for bid on the Town's insurance - especially health. A committee was then appointed: BOE-Ernest Day; BAT-Ex. Sec.; DJR - Norman Lipner, 27 Rack Road.

Unfinished Business
Appointments - Ins. Advisory Committee

Motion DJR, second BOE, unan. to approve the Voter Registration Hours as requested by the Board of Registrars.

Voter Registration Hours

Referendum questions on Prop. 2½ for the April ballot were discussed. Members wanted to see how they would be worded and this will be explained at the meeting with Allen Tosti, Mass. Municipal Assoc. on Feb. 16th. CAH asked for a Personal Hold on these referendum questions until the Feb. 22 meeting.

New Business

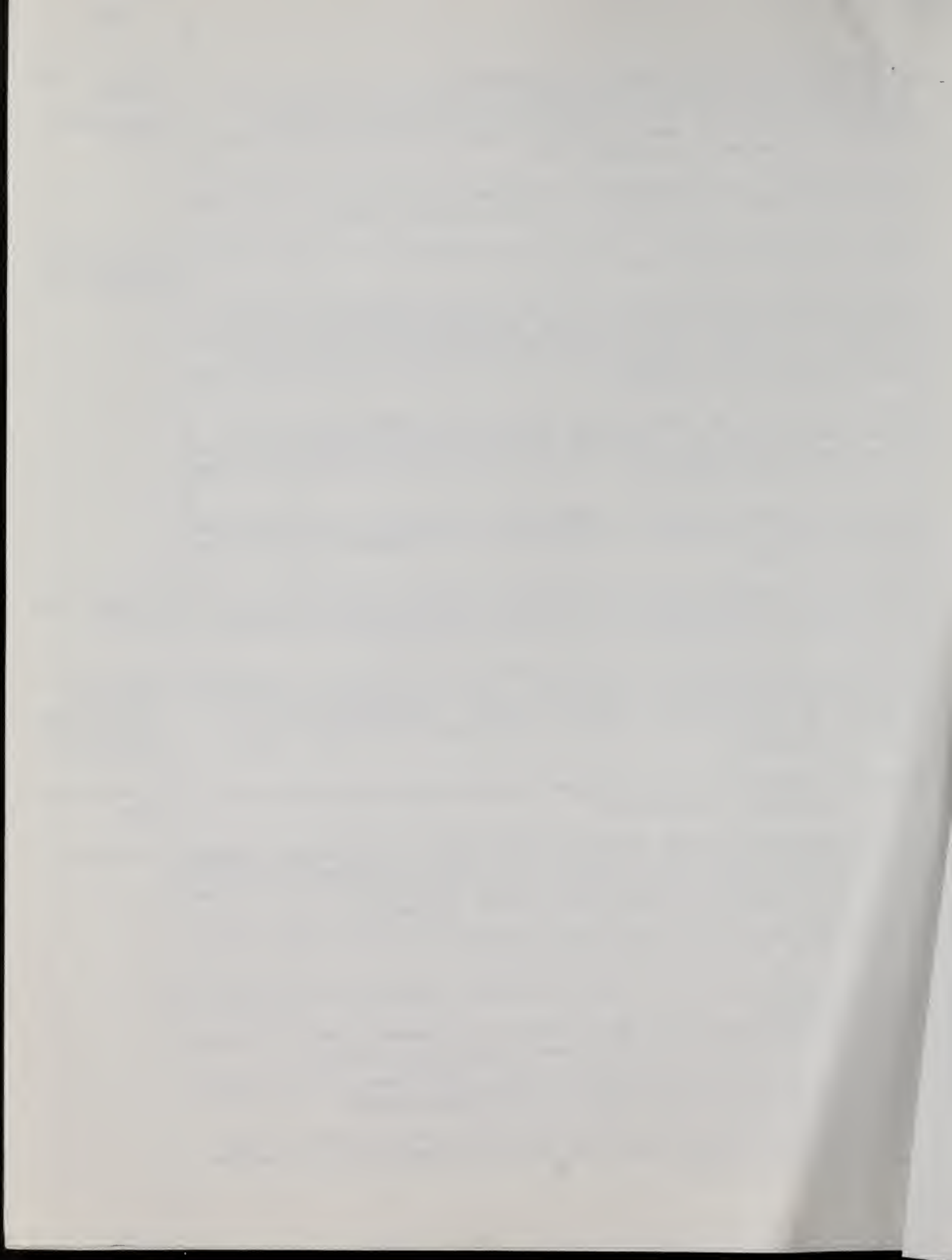
BAT noted that the Cinemas ran the trailer stating No Parking at Mrs. Nelson's on January 26th, as Philip Scuderi had promised.

BAT requested that the Ex. Sec. look into having a railing put on the front steps of the Town Offices.

She also requested that the Ex. Sec. look into the attendance records of persons on committees appointed by the BOS before re-appointments come up.

Motion BAT, second CAH, unan. to grant mileage reimbursement to Pearl Koulas for her trips between the Town Offices and the Highway Garage.

Motion BAT, second DJR, unan. that if the Trailer Park is closed, to have the Ex. Sec. check with the Bldg. Insp. about any possible place in Town for these trailers to be parked.



BAT stated that since the Secretary of State approved the Act requiring the County Commissioners to sell the Training School by November, 1982, she would move to send the Commissioners a letter asking them what their plans are for the disposal of this property. Motion seconded by DJR, unanimous.

Motion BOE, second CAH, unan. to request the Ex. Sec. to talk to the Clerk (or if necessary, the Chairman) of the Board of Appeals to encourage them to meet twice a month and also to make sure there is an alternate present if a regular member will not be attending the meeting.

Adjournment

Motion DJR, second BOE, unan. to adjourn the meeting at 11:45 p.m.

For the Board of Selectmen, by

Judith E. Carter



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MAR 12 4 53 PM '82

TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Members
Present

Regular meeting of the Board of Selectmen held February 22, 1982. Members present were: Mr. Hart, Mr. Ready, Mr. Emerson, and Mr. Harvey. Norman Thidemann, Executive Secretary, was also present. Miss Towle was absent due to the death of her uncle, Vincent Lantagne. Chairman Hart asked for a moment of silence in his memory.

The Board discussed joining NESWC with Lewis Ward, of UOP. Mr. Ward indicated that Chelmsford is one of the few Towns authorized to sign with them that has not done so, and urged the Town to sign.

Proclamation
Scholarship
Month

Motion DJR, second BOE, unan. to proclaim the month of March as the Chelmsford Scholarship Fund Month.

1-day Liquor
License -
Scholarship
Committee

Dick Main, President of the Scholarship Fund Committee, was present to request a 1-day All Alcoholic license for April 30, for a 50's dance to be held in the Town Offices gym. Motion DJR, second BOE, unan. to approve the granting of this license from 7:00 pm April 30 to 1:00 am May 1.

Minutes Approved

Motion DJR, second CAH, unan. to approve the minutes of the F.b. 8 meeting, both Regular and Executive Session.

Board Member
Reports

DJR reported that he had attended the meeting with Allen Tosti, Mass. Mun. Assoc. along with members of the School Committee, Board of Assessors, FinCom, and reported that the Town is in good shape with the questions presently voted to be on the April ballot.

Appointments -
Ins. Advisory

Motion DJR, second BOE, unan. to appoint Daniel Horgan and John Hanlon to the Insurance Advisory Committee.

Ex. Sec. Reports

The Ex. Sec. reported that the Board of Appeals has asked for any input Board members may have on the proposed JayCee Elderly Housing at Mill Pond. He also reminded Board members of the rededication of the Town Clock on Feb. 24th.

Public Hrg. -
Transfer of
Westlands
Package Store
Liquor License

At 8:00 pm the Board held a Public Hearing on the application of William T. Boland for a transfer of the All Alcoholic Retail Package Goods Store license currently held by Hindman's Market to Westlands Wine & Spirits, Inc. Councillor Christopher Ianella represented Mr. Boland, his son-in-law, and turned in all the Return Receipts. He stated that Mr. Boland has owned the Old Bedford Package Store for 7 years with no problems. Harold and Dorothy Lerer have given him a 25 year lease, with first option to buy the property. Financing will be through the Lerers and the First Bank and Trust. Mr. Boland will be the full time manager, and said he will have a compactor for cardboard, which will be picked up twice a week. Mrs. Ann Lloyd spoke in favor of the transfer, and no one spoke in opposition. Mr. Harvey asked for a Personal Hold on the matter for 2 weeks.

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Motion DJR, second BOE, unan. to appoint Michael Stott as permanent Police Officer in the Chelmsford Police Dept.

Appointments -
Pol. Dept.

Motion DJR, second BOE, unan. to appoint Janet Gamble as Junior Clerk in the Police Dept.

On the matter of employee life insurance and IRA payroll deductions, the Ex. Sec. reported that there would be no cost involved, only a little time on the part of the payroll clerk. The request for this service did not come from any employees, and the matter will be turned over to the Insurance Advisory Committee.

Unfinished
Business

Walter Hedlund, Civil Defense Chairman, met with the Board to discuss the Town's emergency evacuation plan, which had been outlined in the Lowell Sun. Mr. Hedlund told the Board that the state is required by Federal law to prepare an evacuation plan in case of nuclear war. Since Chelmsford is in a risk area, townspeople are expected to go to Claremont, NH. However, Claremont is not prepared to act as a host community at this point. Mr. Hedlund will check with the Civil Defense Director in Claremont to see what plans are being made. Mr. Hart commented that the Town should say that we have no plan until Claremont is ready with their plan.

Walter Hedlund
re: Evacuation
Plans

DJR recommended that the Board stay with the 2 questions on raising the limit on 2½ as already voted by the Board - 5% and 7½% - to go on the April ballot.

Unfinished
Business

Motion DJR, second BOE, unan. to grant the application of Peter Hallissy for a Class II Auto Dealer's License at 39 - 45 Chelmsford Street (transferred from Colonial Chevrolet). Restrictions on the license are: no more than 45 cars; building to be painted, and permission for any signs to be obtained from the Building Inspector.

DJR reviewed the process that he, BOE and the Ex. Sec. have gone through in selecting a consultant for the Urban Systems project for Vinal and Central Squares. He said the firm finally chosen is SEA. Tom Pawlina and Paul Ross of SEA were present. DJR ran through the presentation that they have prepared. Motion DJR, second BOE, unan. to give SEA a letter of understanding in order that they can commence preparation of the presentation to be made at the ATM.

Board members then held a lengthy discussion with Lewis Ward of UOP. No vote was taken on whether or not the Town will sign with NESWC.

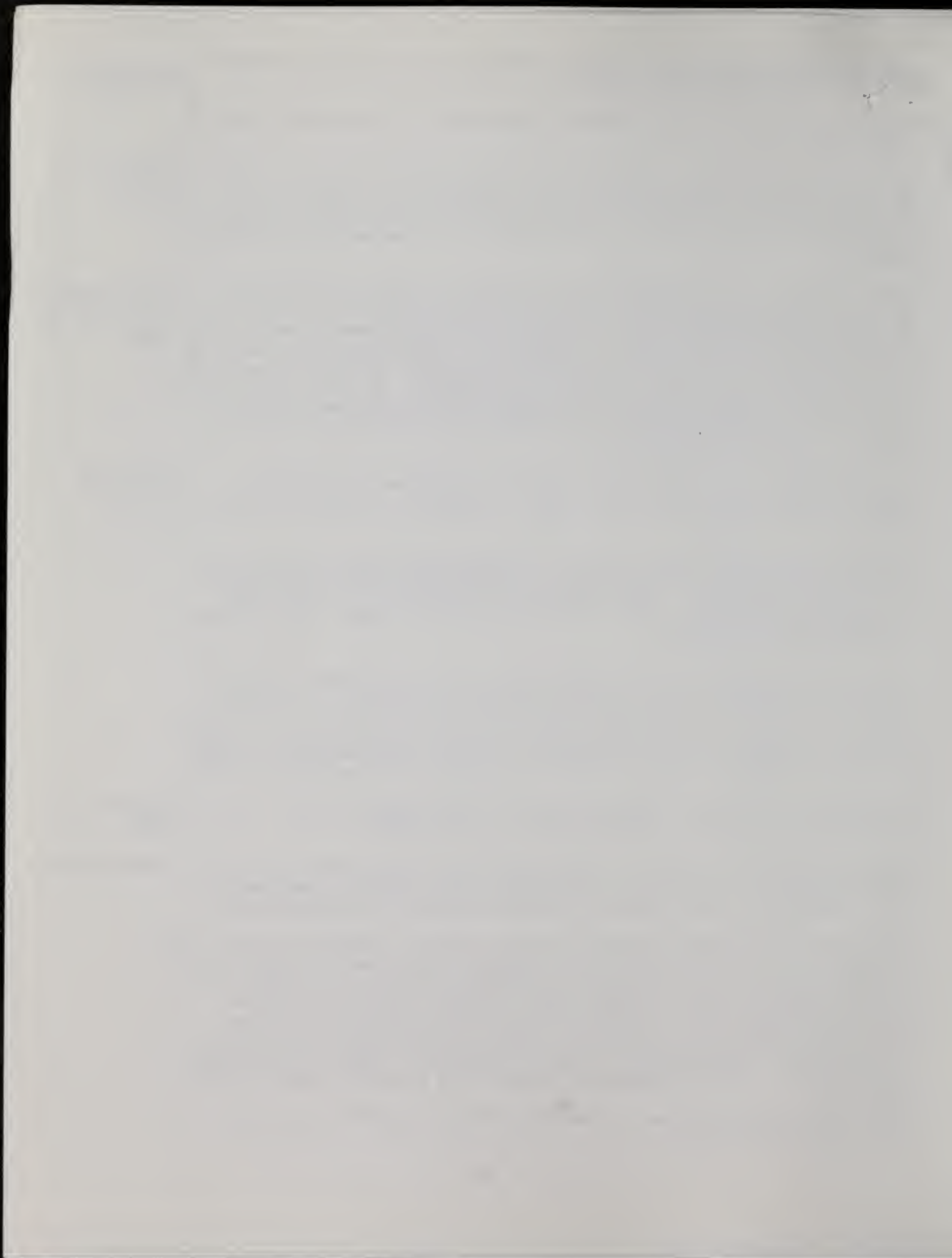
Discussion re
NESWC

Motion DJR, second BOE, unan. to place an article on the ATM Warrant to allow a licensed person to care for 1 - 12 children in her home in a residential zone. This will require review and a Public Hearing by the Planning Board.

New Business

Allen Boemer was present and told the Board he had met with BOE and the Ex. Sec. and come up with 3 solutions for the heating problem in the Town Offices gym: 1. putting in ductwork - \$1,500.; 2. enclosing the heater - \$11,000; 3. build an enclosure and a ductwork network - \$20,000. Motion BOE, second CAH, that the Board do this 1 step at a time and install the ductwork and put up the backboard now. Vote was 2 in favor (BOE and CAH) and 2 opposed (PCH and DJR). Motion failed. Motion BOE, second DJR, unan. that the Board submit an article for ATM requesting funding for a fireproof curtain for the stage.

Motion DJR, second BOE, unan. to have the Ex. Sec. look into alternatives for the heating problem.



48

New Business

Motion BOE, second DJR, unan. that in order to obtain maximum use of the gym that we have the contractor install the backboard now..

Bill Edge, Supt. of Public Buildings was present and said that it is very difficult to use the room both as a gym and an auditorium.

BOE reported that the Town Hall Restoration Committee recommends that Allen Boemer be hired for \$2500 plus expenses to get the Old Town Hall job ready to go out for bid. DJR requested a Hold on this until the next meeting when the whole Board should be present.

Adjournment

Motion DJR, second BOE, unan. to adjourn the meeting at 10:40 p.m.

For the Board of Selectmen, by

Judith E. Carter



RECEIVED

APR 16 4 13 PM '82

TOWN OF ELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Members Present	Regular meeting of the Board of Selectmen held March 8, 1982. Members present were: Mr. Hart, Mr. Ready, Mr. Emerson, Mr. Harvey and Miss Towle. Norman E. Thidemann, Executive Secretary, was also present. Chairman Hart called the meeting to order at 7:30 p.m. A representative from Kelley Services was present and invited the Board to attend a ribbon cutting ceremony at their new office in the Central Square Mall on Tuesday, March 16th.
Proclamation	Motion DJR, second BOE, unan. to proclaim the week of March 15 - 22 as Camp Fire Birthday Week.
Proclamation	Motion DJR, second BOE, to proclaim the week of April 18th as Amvets Driver Excellence Week.
Minutes Approved	Motion DJR, second BOE, unan. to approve the minutes of the Feb. 22nd meeting Regular and Executive Sessions.
Board Member Reports	DJR reported that he had attended a meeting at the High School last Friday and met with a group of exchange students from Orchard Park New York. They presented him with a letter and a key to their city. Motion DJR, second BOE, unan. to remove the two questions re Prop 2½ from the ballot, since the Board does not know yet where they would spend the additional monies, and to place a non-binding referendum question on the ballot re the use of the old Town Hall: 1. sell or lease it; 2. Town-supported Cultural Center; or 3. Self-supporting Cultural Center. BOE reported that the Town Clock was re-started in an impressive ceremony last week. Motion BOE, second DJR, unan. that the Ex. Sec. be instructed to again check with the Chairman and Clerk of the Board of Appeals and try to resolve the problem of their scheduling too many hearings for any one meeting. Motion BOE, second DJR, unan. that the office and the Police Department investigate the list of automatic amusement device licenses, since he feels there may be many unlicensed devices in Town.
Mtg. with M. Ames re East School	The Board met with Attorney Martin Ames and members of the Boy Scout Building Committee re the lease of the East School by the Scouts. Mr. Ames passed out a brochure showing the improvements that the Scouts would like to make to the building and said they would like to offer to buy it for \$15,000. since it is now costing them about \$10,000 for upkeep. The plans call for a Trading Post and eventually a live-in caretaker's apartment. Mr. Emerson stated that the Town has not decided to sell this building yet, that the Town may eventually need it again, and the Scouts should continue leasing. Mr. Ames said it would not be feasible to spend all that money on renovations on a building that could only be leased for 10 years..

Motion DJR, second BOE, that the Board go into Executive Session to consider the purchase, exchange, lease or value of real property. Roll Call Vote was as follows: DJR-Aye; BOE-Aye; CAH-Aye; BAT-Aye; PCH-Aye.

49
Adjourn to Ex.
Session

At 8:30 p.m. the Board returned to open meeting.

Motion CAH, second DJR, that the Board approve the transfer of the All Alcoholic Retail Package Goods Store license from Hindman's Market, Inc. to Westlands Wine & Spirits, Inc., William T. Boland, President and Manager. The vote was 4 in favor. Miss Towle abstained since she was not present for the public hearing on February 22nd.

Unfinished
Business

The Board then conducted a dog hearing against a dog owned by Dennis Fennelly, 16 Gary Road. The hearing was requested by William Peters, 1 Kristen Drive. Chairman Hart swore in those who will testify: Mr. Fennelly, Mr. Peters, Dog Officer Frank Wotjas and Kenneth Economou. Mr. Peters claims that the Fennelly's dog is constantly running loose, coming into his yard and frightening his wife. Mr. Economou stated that the dog behaves very erratically and he is afraid for his own and other children. The Ex. Sec. read the following letter into the minutes of the hearing: "To Whom It May Concern: This is to substantiate that a tan "Labrador-type dog" has on several occasions harrassed and threatened my daughter, by chasing her, while she was soing to or returning from her school bus. That same dog has challenged me - in my own yard, on at least one occasion. Recommend this dog be restrained and not allowed to run free. s/ W, Zisch, 102 Kristin Drive." Dog Officer Wotjas said the dog is not licensed this year, and Mr. Fennelly said he had done so today. He said he got the Chesapeake Retreiver about a year ago to prevent further burglaries in his home, and admitted that he does let the dog run loose, knowing that he is breaking the law. He said he has put up a run and will keep the dog on the run from now on. Chairman Hart reminded him that the Board has the power to have his dog removed from his property if there are further problems. Motion DJR, second BOE, unan. to request Mr. Fennelly to restrain the dog 24 hours/day in accordance with the by-law, and that if there are recurring offenses, the Board will take severe action.

Dog Hearing -
D. Fennelly
16 Gary Road

The Board then met with Harry Vandermeer, 232 Old Westford Road, who wants to purchase a parcel of Town-owned land next to a parcel he already owns at the intersection of Mill and Turnpike Roads. His company, Optical Systems of Bedford, wants to put up a 15,000 square foot building on the land he now owns, or if not, to have an easement to get to his own land. Mr. Vandermeer said he will pay for two appraisals and will pay the fair market value for the land. He will forward the bank's appraisal to the Board. Motion DJR, second BOE, unan. to save space on the warrant for an article to sell this land to Mr. Vandermeer, upon receipt of the two appraisals.

Harry Vandermeer
Purchase of
Town-owned
land

CAH reported that the drainage work in Chelmsford Farms is basically completed, and appears to be working well.

Board Members
Reports

BAT reported that she, the Ex. Sec. and DJR had toured the Billerica House of Correction, and requested that a letter of thanks be sent to Paul Blazar. She also reported that the candidates for Mass. Lt. Governor will be speaking at the Democratic Town Committee meeting tomorrow night.

The Ex. Sec. reported that there is only one viable proposal for the use of the North School, and he will ask Mr. Young to discuss his proposal at the next meeting. Mr. Hart suggested that abutters to the property be notified. Motion DJR, second BOE, unan. to set up a meeting with the Town Moderator and the School Committee for the reappointment to the Nashoba Valley Technical High School Regional Committee.



Motion DJR, second BOE, unan. that the draft of the BOS budget as discussed be submitted to the Finance Committee and released to the press.

Motion DJR, second BOE, unan. to award the bid for Election Ballots to Picken Printing, Inc., 10 Middlesex Street, North Chelmsford in the amount of \$1,159.00.

Motion DJR, second BOE, unan. that the hours for the Town Elections to be held on April 3, 1982 be as follows: Open Polls at 10:00 a.m.; Close Polls at 8:00 p.m.

Motion DJR, second BOE, to appoint Allen J. Boemer & Associates as architect for the old Town Hall. Vote was 2 in favor (DJR and BOE)- 3 opposed (PCH, CAH and BAT)

Motion DJR, second CAH, unan. to appoint Stephen D. Wojcik as architect for the old Town Hall.

Motion DJR, second BOE, unan. that the BOS request permission from the state to place a Stop Sign at the intersection of Hall Road and Parker Road as per the recommendation of the Safety Officer.

Motion DJR, second BOE, unan. that the speed controls as proposed for Routes 27, 129, 40 and Concord Road be approved and returned to the Commonwealth for processing.

New Business

Motion DJR, second BOE, unan. that the Ex. Sec. contact the Sign Advisory Comm. and advise them that any openings on the Committee must be advertised through the BOS office.

Motion BOE, second DJR, unan. to have the Ex. Sec. look into possible means of evaluating the Town's Civil Defense program and report back to the Board.

Motion DJR, second BOE, unan. to ask the School Committee and Finance Committee to attend the next meeting to discuss payment for the school's computer.

At 9:55 p.m. motion DJR, second BOE to adjourn to Executive Session to discuss strategy with regard to collective bargaining. Roll call vote was as follows: DJR-Aye; BOE-Aye; CAH-Aye; BAT-Aye; PCH-Aye.

The Board returned to open meeting at 10:15 p.m. Motion DJR, second BOE, unan. to adjourn the meeting.

For the Board of Selectmen, by

Judith E. Carter



RECEIVED

APR 16 4 13 PM '82

TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Members Present	Regular meeting of the Board of Selectmen held March 22, 1982. Members present were: Mr. Hart, Mr. Ready, Mr. Emerson, Mr. Harvey and Miss Towle. Norman E. Thidemann, Executive Secretary, was also present.
Proclamation	Motion DJR, second BOE, unan. to proclaim the day of March 22, 1982 to be ORT (Organization for Rehabilitation through Training) Day in Chelmsford in recognition of the vital achievements of ORT's worldwide program and of Women's American ORT abroad and on the American scene.
Minutes approved	Motion DJR, second BOE, unan. to approve the Minutes of the March 8, 1982 meeting, Regular and Executive Sessions.

Board Member
Reports

The Exec. Secretary reported that as the result of this office and the Police Department investigating the list of unlicensed automatic amusement device licenses, two permits have been submitted for approval, have been checked by Bldg.Insp. & approved by Pol.Ch. Motion DJR, second BOE, unan. to approve an Automatic Amusement Device Permit (2) for Spiro's Pizza.
Motion DJR, second BOE, unan. to approve an Automatic Amusement Device Permit (4) for the Princeton Lounge.

The Exec. Secretary reported that he is in receipt of a house moving application from New England Building Movers and Riggers. The company plans to move a house now located at 271 Mill Road, Chelmsford to Graniteville Road, Westford. He informed the Bd. of Sel. that in checking the Statutes the BOS has to give approval. In anticipation of that approval, NET asked that he be permitted to set up a meeting with the Police Chief, Highway Superintendent, Tree Warden and Fire Chief to go over all the requirements for such a move. At a meeting to be scheduled later, the Exec. Secretary would present the complete package to the BOS for any amendments the Board may wish to make and for approval. The Board indicated its approval of this course of action after the Chairman recommended to the Exec. Secretary that he also contact the Power and Phone Companies to make sure that the moving route does not cause any problems with their lines.

Scheduled
Business

Mr. Robert Ogden was present from Mass. Electric Company on their Petition for Buried Cable - Steadman Street.
Motion DJR, second BOE, unan. that Massachusetts Electric be granted permission to install direct buried cable at or about Steadman Street Pole #68/38½ as per their plan submitted to the BOS.

Dr. Jack Farnham was present at this meeting, with Dr. Wilfred Beaucher to discuss the unusually high number of skin rashes and allergic reactions related to the gypsy moth infestation noticed by the doctors last summer. Dr. Beaucher stated at this meeting that a review of recent research found that the Chemical Sevin did not cause ill effects in humans or in mammals and toxic effects were shown in humans when exposed to high levels for long periods of time. The presentation made by both doctors was geared to educate the public. The doctors stated that they were not at the meeting as advocates for gypsy moth spraying.

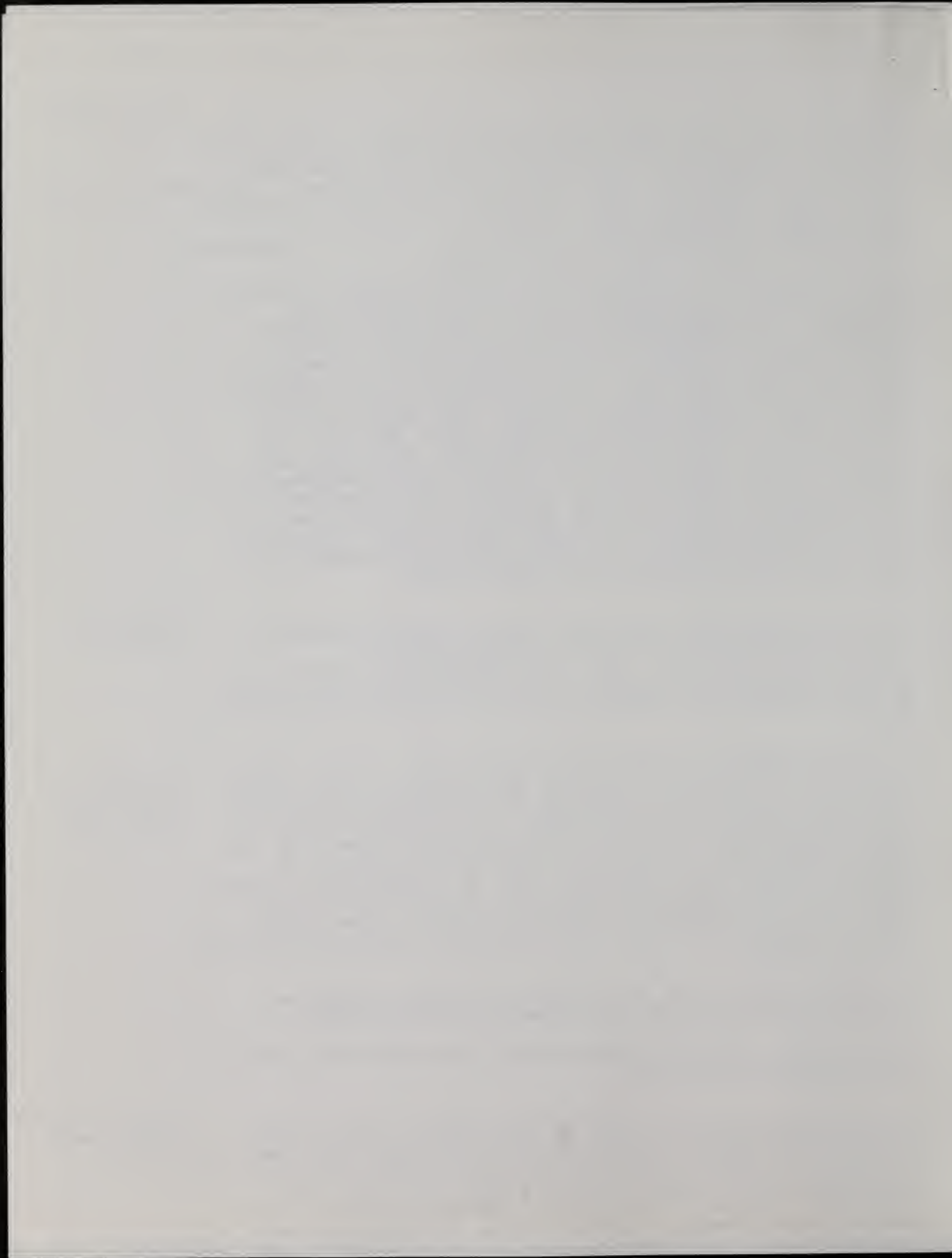
Dr. Jack
Farnham re:
Gypsy Moth
Allergies

Mr. Walter Poirier, 20 Ideal Avenue submitted a newspaper article stating Lexington was spraying for Gypsy Moths.

Chairman Hart indicated that we have an Article on the Special Town Meeting for spraying.

Attorney Shanahan was present at this meeting and explained in detail the three re-zoning articles that have been submitted. Two are for separate parcels on Littleton Road owned by the Emanouil Brothers - one to change a five acre parcel on Little Rd. from RB to CB to allow the Emanouils to use their warehouse for storage of products other than eggs and the second article would convert a nine acre parcel behind the

Joseph Shanahan
Three Zoning
Articles



other property from single family to multifamily residential and would be more compatible with the surrounding zoning. The third Article is to change a nine acre landlocked parcel off Groton Road from single family residential to multifamily residential on land owned by Teresa Soucier.

4-H Horse
Lovers

Mrs. Clifford Scipione, 52 Brick Kiln Road, Chelmsford submitted an application for the use of a room in the Town Offices by the Chelmsford 4-H Horse Lovers on the first and third Tuesdays of every month, from September through June. About 15-25 people attend these meetings. NET will work out use of a room with Mrs. Scipione.

Joint Meeting
Moderator, BOS
School Comm.
re: NVTHS
Appointment

Town Moderator, Dennis McHugh, chaired the appointment of one member to the Nashoba Valley Regional High School Committee and one alternate to the NVTHS Committee. Members of the Committee present were the Board of Selectmen and the School Committee. The name of Stratos G. Dukakis was placed in nomination for one (two-year) term to the NVTHSD Committee and all members voted in favor. The name of John H. Keating was placed in nomination as alternate to the NVTHSD Committee and all members voted in favor of appointing Mr. Keating as alternate.

School and
Finance Comm.
re: Computer
payments and
Warrant Articles

George Ripsom, FinCom Chairman explained how the School Comm. is paying off its five year computer purchase loan. The School Comm. had planned to pay the loan over a five year period but the payment must be made at one time this coming August. Payments will then be included each year in the School Dept. Budget so the FinCom will review their entire Budget each year, then withdraw the sum representing the payment on the loan and return this amount to Free Cash.

School Comm. Chairman Taylor then explained the Article being submitted by the School Comm. for Capital improvements. Chairman Hart indicated that he had anticipated less money being needed by the School Dept. because of decreased enrollments.

Ann Gallmeyer
re: Library
Trustees Art.

Ms. Gallmeyer explained the Library's Article for funds for the automation of their system. If the library was automated, she indicated on a chart how several hours spent on clerical tasks could be reduced and how costs could be cut while the collecting of fines would increase. Mr. Ready asked if the Library could utilize the School Dept. computer, but at this time they do not have any room on their computer. It might be at a future date that the school library can be listed on the Public Library system.

Jim Young - re:
Proposal for
use of No. Town
Hall

Mr. Young explained that he is interested in leasing the building to run an after school learning center. He said that his wife would manage the program. This is their first venture. He is anticipating utilizing both floors of the building with approx. 50 students, and will provide transportation to the building. He expects to operate until 5:30 p.m. and parents would pick up their children on their way home from work. He

does not anticipate a tremendous amount of traffic in the area. Mr. Emerson asked Mr. Young to supply the BOS with a breakdown of the total operating costs and his anticipated income.

Rev. Harry Foster from the North Chelmsford Congregational Church asked if the Town would consider, if Mr. Young found that he only needed to use one floor of the building, accommodating some of the people who are looking for a meeting place (at no charge). Sel. Emerson remarked that the BOS is aware that there is a need for activity space in North Chelmsford and that there will be an Article on the Warrant to work on the North School gymnasium.

George Merrill, Trustee of the North Congregational Church asked for more information re: the transporting of the children and the parents picking them up at a time when traffic would be heavy.

Adjourn to Ex.
Session

Motion DJR, second BOE, that the Board go into Executive Session, to discuss strategy for collective bargaining. Roll Call Vote was as follows: DJR-Aye; BOE-Aye; CAH-Aye; BAT-Aye; PCH-Aye.

At 10:55 p.m. the Board returned to open meeting.

Unfinished
Business

Motion DJR, second BOE, that the Board suspend the rule to end meeting at 11:00 p.m. Unanimous.

Warrant
Articles

Motion, BOE, second DJR., unan. to delete the amount of \$50,000 for North School Gym Demolition.

Motion, DJR, second BOE, unan. to place the School Dept. Article for Capital Improvements on the Town Meeting Warrant.

Motion, DJR, second BOE, unan. to place the Article for the Library Trustees Computer on the Town Meeting Warrant.

Motion, DJR, second, BOE, to withdraw the Article to sell the East School to the Boy Scouts. Vote 4-1, In favor: DJR; BOE; CAH; PCH. Opposed: BAT.

Motion, DJR, second BOE, to place an Article on the Town Meeting Warrant to authorize BOS to sell Sheehan Property back to Sheehan family. Vote 3-2, in Favor: PCH; CAH; BOE. Opposed: DJR and BAT.

It was noted that the Cemetery Department withdrew their Article for the purchase of 12 acres of McKennedy land.

Motion, DJR, second BOE, unan. to withdraw the Articles submitted by the Conservation Commission, listed as Article 31 and Article 22.

Motion, DJR, second, BOE, unan. to place all other Articles approved by a Yes vote by the BOS on the Warrant.

54
Streetlight
Approval
Clarissa Rd.

Motion DJR, second, BOE, unan. to instruct the Mass. Electric Company to upgrade the existing light on Clarissa Road at Algonquin Road to 4,000 lumens (pole # missing).

New Business

Chairman Hart stated that this is the last regular meeting of the BOS before elections and that the next meeting will be a re-organizational meeting. He thanked all the members of the Board for the opportunity to serve as Chairman this year and stated that this has been a difficult year and that the coming year will be another difficult one but he thinks this Board has done a good job of handling things. He then stated that he thought it was time for someone else to fill his Chair, and that he will not accept the Chairmanship job in the next year.

Mr. Ready, Mr. Emerson, Mr. Harvey and Miss Towle all expressed their opinions to Mr. Hart of a job well done.

Selectman Towle requested that the Police Department check the reports she has received of speeding on Golden Cove Road.

Selectman Towle stated that the Democratic Town Committee will sponsor candidates for Secretary of State and State Auditor at their next meeting on April 13th and the candidates will speak.

Adjournment

Motion DJR, second BOE, unan. to adjourn the meeting at 11:35 p.m.

For the Board of Selectmen, by

Evelyn L. Newman



RECEIVED

APR 16 4 13 PM '82

TOWN OF BELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Regular meeting of the Board of Selectmen held Monday, April 5, 1982. Members present were: Mr. Hart, Mr. Ready, Mr. Emerson, Mr. Harvey and Miss Towle.

Chairman Hart opened the meeting and asked for nominations for a new chairman. Motion BAT, unan. to elect Dennis J. Ready as the new Chairman. Mr. Ready took over the chair, thanked Mr. Hart for his 3 years of hard work as Chairman, presented Mr. Hart with a gavel as a token of the Board's appreciation, and said that he is proud to^{be} the new Chairman of such a dedicated Board.

Motion BOE, unan. to elect Mr. Harvey as Vice Chairman.

Motion PCH, unan. to elect Mr. Emerson Clerk of the Board.

Miss Towle took the 4th seat and Mr. Hart the 5th seat.

Motion CAH, second BOE, to approve the minutes of the meeting of March 22nd.

At 7:45 pm, motion CAH, second BOE, to go into Executive Session to discuss strategy with regard to collective bargaining. Roll Call vote was as follows: CAH-Aye; BOE-Aye; BAT-Aye; PCH-Aye; DJR-Aye.

The Board returned to open meeting at 8:30 p.m. Motion CAH, second BOE, unan. to adjourn the meeting.

For the Board of Selectmen, by

Lidia E. Carter

120 7-19
S. 184 12-8 87-08

56

Members Present

Regular meeting of the Board of Selectmen held April 12, 1982. Chairman Ready opened the meeting at 7:35 p.m. with the following members present: Mr. Ready, Mr. Harvey, Mr. Emerson, Miss Towle and Mr. Hart.

Prior to the commencement of the meeting Chairman Ready announced that at the Executive Session held April 5, 1982 the Board appointed the firm of Donahue and Donahue as Special Counsel to represent the Board's appeal in the Highway Dept.'s Unfair Practice Issue.

Cumberland Farms
re: Automatic
Amusement Lic

John Graius, manager of Cumberland Farms at Drum Hill, was present requesting an Automatic Amusement License. He said that he has talked with the Police Chief and they have set up guidelines for not allowing teenagers to hang around, and that the company feels that having people in the store most of the time may be a deterrent to robberies, etc.

Motion BOE, second CAH, to deny this application because this is an inappropriate location for this type of device. Vote was 4 in favor, 1 opposed (BAT).

R. Rowell -
Roadside Vendor's
License

Richard Rowell, Methuen, presented an application for a Roadside Vendor's License to sell Paster Craft items in Demoulas parking lot from his trailer, as he has been doing for the past 9 years, with an OK from Demoulas. CAH said he does not feel it is right for other merchants in the Plaza to have to pay rent and employees and Mr. Rowell only pay for a vendor's license and made a motion to deny, seconded by PCH. Vote was 3 in favor of denial, 2 opposed (BAT and DJR).

Public Hearing -
Alpha Rd. Street
Acceptance

Chris Katsikas, representing Alpha Development Corp. was present for a Public Hearing on the acceptance of a portion of Alpha Road at the ATM. He told the Board that changes have been made on the plan as requested by J. Paul Bienvenu. Motion CAH, second BOE, unan. to support this article on the Warrant, provided a recommendation is received from Mr. Bienvenu.

Proclamation -
Youth Govt. Week

Motion CAH, second BOE, unan. to proclaim the week of May 3 - May 7 as Youth Government Week. (This week is sponsored by the Chelmsford Elks, and members of the Elks had photos taken with the Board prior to the meeting.)

Minutes Approved

Motion CAH, second BOE, unan. to approve the minutes of the April 5th meeting.

Board Member
Reports

BAT reported that the letter of March 9 from the County Commissioners re the Training School was "totally ridiculous and a slap in the face". BOE presented a draft of a letter of response. Motion BOE, second BAT, unan. to respond to the Commissioners as drafted.

Unfinished Busi-
ness

Motion CAH to appoint Wells McDonald, 24 Pine Hill Road, to the Sign Advisory Committee.

Motion CAH, second BOE to table the appointment of Judith MacDonald as Clerk to the Cable TV Comm. until the next meeting, in order to determine whether the budget allows such a position. Vote was 4 in favor, 1 opposed (DJR).

Atty. James Geary
re: Sheehan
Property

Attorney James Geary was present to discuss the article on the warrant which would allow the Sheehan family to buy back from the Town the property bought from them in 1970 for a future school building. He asked the Board to support permitting the Sheehan family to buy back the property for the \$39,200 they were paid for it plus taxes that would have been paid - \$16,093.50, and said that they will still lease a portion of the land to Ralph Parlee for strawberry beds. After discussion, The Board felt that this would be setting a precedent and asked Mr. Sheehan to obtain two appraisals of the property, hopefully prior to the April 20th meeting, at which time the Board will take a position on the article.

Joint Mtg. with
Cem. Comm.

At 8:20 p.m. a joint meeting was held with the Cemetery Commissioners (Dr. Olsen and Gerald Hardy) for the purpose of appointing a commissioner to fill the unexpired term of Arthur Colmer, who died on March 18th. Motion by Dr. Olsen, second BOE, unan. to dedicate a page in the Selectmen's minutes in memory of Mr. Colmer.

1880
1881

Dr. Olsen put in nomination the name of Charlotte DeWolfe. Mr. Hardy put in nomination the name of James Spinney. First vote was as follows: Dr. Olsen - DeWolfe; Hardy - Spinney; BOE - DeWolfe; BAT - Spinney; PCH - DeWolfe; DJR - Spinney. The next two votes were exactly the same as the first vote. Mr. Harvey did not vote, due to a conflict of interest, since Capt. Spinney is his son-in-law.

Motion BOE to table the matter until the next meeting. Dr. Olsen asked that it be scheduled for May 4th, since he will be out of Town on April 20th.

The Board then met with Atty. Howard Hall and his partner in Chelmsford Entertainment, Inc., George Kalogeropoulos. They presented 60 applications for Automatic Amusement Licenses, all approved by the Building Inspector and Police Chief, for video games to be placed in the building at 53 Parkhurst Rd. Mr. Hall said that this is at the rear of the car wash, that the Police Chief and Safety Officer see no traffic problems, that there is ample room for parking, and that they will put \$40 - \$50,000 worth of improvements into the building. He also indicated to the Board a list of self-imposed regulations re hours, managers, etc. Atty. John Carragher, representing Mr. Gordon and Mr. Weiner, developers of the Caldex Shopping Center across the street, stated that they are opposed to this "arcade". Charles Parlee, property owner in the area, said he is opposed because of the amount of vandalism already taking place in this area. Roberta Livingston said she is in favor of it, as the mother of 3 teenagers, so that they will have a clean place in Town to play this type of game. A Beauty shop owner said her customers are in favor of it. PCH stated that he owns a business nearby and is not in favor of it because there is already a problem with trash and vandalism. The owners of the car wash sent a letter to the Board stating that they are also opposed to it. Motion PCH, second CAH, to deny these applications. Vote was 4 to 1 (BAT). Motion PCH, second CAH, to place a one-year moratorium on granting any new Automatic Amusement Device Licenses. Vote was 3 in favor, 2 opposed (BAT, DJR).

Atty, Howard Hall
Automatic Amuse-
ment Licenses -
53 Parkhurst Rd.

At 9:10 p.m. the Board met with Waldo Jackson of New England Building Movers, who requested permission to move a house from 271 Mill Road to the Westford Town line. He stated that he already has permission from the Town of Westford. The Ex. Sec. explained the requirements of the various Town Departments. Mr. Jackson presented the necessary letters from the utility companies involved. He will present the necessary liability insurance and a Certified Check for \$3,000 prior to the move.

New England
Movers re: house
moving

Motion CAH, second BOE, unan. to grant permission to New England Building Movers to move a house from 271 Mill Road to the Westford Town line according to the conditions outlined by the Ex. Sec. and further move that they be granted permission to use the parking lot at Roberts Field to park said structure overnight.

On Warrant Articles, motion PCH, second CAH, unan. to support the first 22 articles.

Unfinished
Business

Motion BOE, second PCH, not to support Art. 23. Vote was 4 to 1 (CAH).

Motion BOE, second PCH, not to support Art. 25. Vote was 4 to 1 (BAT).

Motion PCH, second CAH, unan. to make no recommendation on Articles 24 and 32, submitted by petition.

Article 29 is tabled until April 20th.

Motion CAH, second BOE, unan. to support the rest of the articles.

Motion CAH, second BOE, to set the date for the Special Town Meeting within the ATM for May 3, 1982 at 9:00 p.m. The article will be aerial spraying for Gypsy Moth control in the amount of \$160,000.

Motion CAH, second BOE, unan. to award the bid for 3 rubbish compactors to the high bidder, BFI, in the amount of \$2,400.

[The text in this section is extremely faint and illegible. It appears to be a list or a series of entries, possibly names or dates, arranged in a structured format.]

58

Unfinished
Business

Motion CAH, second BOE, unan. to request that Mass. Electric upgrade to 4,000 lumens Pole #8 on Manning Road, as recommended by the Safety Officer.

New Business

Under new business, motion BOE, second PCH, the Board go on record to require that the polls be open from 8:00 am - 8:00 pm at the next annual election. Vote was 4 in favor, 1 opposed (DJR).

BOE noted that the anti-nuclear weapons group will present a film on April 15th, prior to the ATM.

Motion PCH, second CAH, unan. to accept no further articles for the STM Warrant.

Adjourn to Ex.
Sess. re:
Collective
Bargaining

Motion BOE, second CAH, that the Board go into Executive Session at 9:40 p.m. to discuss strategy with regard to collective bargaining. Roll Call vote was as follows: CAH-Aye; BOE-Aye; BAT-Aye; PCH-Aye; DJR-Aye.

Adjournment

The Board returned to open meeting at 10:00 p.m. Motion CAH, second BOE, to adjourn.

For the Board of Selectmen, by

Jedik E. Carter



RECEIVED

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TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Meeting at St. John's Church - April 20, 1982	Regular meeting of the Board of Selectmen held Tuesday, April 20, 1982, at St. John's Church Hall in North Chelmsford. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson, Miss Towle and Mr. Hart. Norman Thidemann, Executive Secretary, was also present. Chairman Ready called the meeting to order at 7:30 p.m. and asked for a moment of silence in memory of Rep. Timothy Rourke of Lowell.
Proclamation - Dance Week	Motion CAH, second BOE, unan. to proclaim the week of April 25, 1982 as National Dance Week.
Proclamation - Girl Scout Leaders Day	Motion CAH, second BOE, unan. to procalim April 22, 1982 as Girl Scout Leaders Day
Proclamation - Secretaries Week	Motion CAH, second BOE, unan. to proclaim April 18 - April 24 as Secretaries Week, and April 21, 1982 as Secretaries Day.
Minutes Approved	Motion CAH, second BOE, unan. to approve the minutes of the April 12 meeting, both Regular and Executive Sessions.
Public Hearing - North School Gym	The main purpose of the meeting was a Public Hearing re the rebuilding of the North School Gym. Stephen Wojcik, Architect, stated that he had been hired by the Board last September to start reviewing the conditions and history of the school. He stated that he has developed a 3-phase project: 1. remodel the gym; 2, move McKay Library into wings to be built off the gym; and 3. add 48 - 54 units of elderly housing. Mr. Ready asked if the Housing Authority has looked at the plans and Ruth Delaney, Chairman, said that the Authority is definitely interested in the site and is pursuing funding. Mr. Ready questioned whether the Jaycee Housing Corp. should be asked if they are interested, or if we should wait for the CHA to get funding. Mrs. Delaney and Bill Keohane, CHA member, said they will reapply in the next round of funding, and that the application will include 10 units of family housing on scattered sites. Monica Baron, 11 Edgemont Avenue, questioned moving the library, stating that the people are happy with McKay Library as it is, and there is enough library, just not enough money. Mr. Hart indicated that this is just an idea - that the people in North don't want the library moved, it will not be done. Pat Conrad, 60 Dunstable Road, asked about a Civic Center combined with elderly housing, and Mr. Hart said that this will be a Civic Center, not a Youth Center. Mrs. Conrad asked what if the Town will not appropriate the \$200,000 needed for the renovation of the gym at ATM, and Mr. Hart said the site could be just for housing. The time span was questioned, and Mr. Wojcik said the first phase could be

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Dr. Olsen put in nomination the name of Charlotte DeWolfe. Mr. Hardy put in nomination the name of James Spinney. First vote was as follows: Dr. Olsen - DeWolfe; Hardy - Spinney; BOE - DeWolfe; BAT - Spinney; PCH-DeWolfe; DJR - Spinney. The next two votes were exactly the same as the first vote. Mr. Harvey did not vote, due to a conflict of interest, since Capt. Spinney is his son-in-law.

Cemetery Comm.
Nominations

Motion BOE to table the matter until the next meeting. Dr. Olsen asked that it be scheduled for May 4th, since he will be out of Town on April 20th.

The Board then met with Atty. Howard Hall and his partner in Chelmsford Entertainment, Inc., George Kalogeropoulos. They presented 60 applications for Automatic Amusement Licenses, all approved by the Building Inspector and Police Chief, for video games to be placed in the building at 53 Parkhurst Rd. Mr. Hall said that this is at the rear of the car wash, that the Police Chief and Safety Officer see no traffic problems, that there is ample room for parking, and that they will put \$40 - \$50,000 worth of improvements into the building. He also indicated to the Board a list of self-imposed regulations re hours, managers, etc. Atty. John Carragher, representing Mr. Gordon and Mr. Weiner, developers of the Caldex Shopping Center across the street, stated that they are opposed to this "arcade". Charles Parlee, property owner in the area, said he is opposed because of the amount of vandalism already taking place in this area. Roberta Livingston said she is in favor of it, as the mother of 3 teenagers, so that they will have a clean place in Town to play this type of game. A Beauty shop owner said her customers are in favor of it. PCH stated that he owns a business nearby and is not in favor of it because there is already a problem with trash and vandalism. The owners of the car wash sent a letter to the Board stating that they are also opposed to it. Motion PCH, second CAH, to deny these applications. Vote was 4 to 1 (BAT). Motion PCH, second CAH, to place a one-year moratorium on granting any new Automatic Amusement Device Licenses. Vote was 3 in favor, 2 opposed (BAT, DJR).

Atty, Howard Hall
Automatic Amuse-
ment Licenses -
53 Parkhurst Rd.

At 9:10 p.m. the Board met with Waldo Jackson of New England Building Movers, who requested permission to move a house from 271 Mill Road to the Westford Town line. He stated that he already has permission from the Town of Westford. The Ex. Sec. explained the requirements of the various Town Departments. Mr. Jackson presented the necessary letters from the utility companies involved. He will present the necessary liability insurance and a Certified Check for \$3,000 prior to the move.

New England
Movers re: house
moving

Motion CAH, second BOE, unan. to grant permission to New England Building Movers to move a house from 271 Mill Road to the Westford Town line according to the conditions outlined by the Ex. Sec. and further move that they be granted permission to use the parking lot at Roberts Field to park said structure overnight.

On Warrant Articles, motion PCH, second CAH, unan. to support the first 22 articles.

Unfinished
Business

Motion BOE, second PCH, not to support Art. 23. Vote was 4 to 1 (CAH).

Motion BOE, second PCH, not to support Art. 25. Vote was 4 to 1 (BAT).

Motion PCH, second CAH, unan. to make no recommendation on Articles 24 and 32, submitted by petition.

Article 29 is tabled until April 20th.

Motion CAH, second BOE, unan. to support the rest of the articles.

Motion CAH, second BOE, to set the date for the Special Town Meeting within the ATM for May 3, 1982 at 9:00 p.m. The article will be aerial spraying for Gypsy Moth control in the amount of \$160,000.

Motion CAH, second BOE, unan. to award the bid for 3 rubbish compactors to the high bidder, BFI, in the amount of \$2,400.



completed by the end of the year of the money is raised, and the whole project could be completed in 1985. Mr. Ready said that the \$200,000 would come from the stabilization fund, which is basically proceeds from the North School Fire Insurance, and Kathy Crocker, 64 Harding Street, suggested that the Board publicize this prior to Town Meeting.

North School
Public Hearing
cont'd

Roger Blongren, FinCom, questioned the legality of closing and moving the library and the Ex. Sec. said that the Trustees are looking into this to get a legal opinion. George Nelson, FinCom, asked if doing only phase 1 is feasible, and the architect said that they should continue with the other phases if phase 1 is completed. Mr. Hart said another possibility is to go with only phases 1 and 3. Mr. Emerson stated that Phase 1 has priority only because the building is existing - that Phase 3 is probably top priority. Miss Towle said that the Board is asking for input to give the people in North. Mr. Keohane said that the Jaycee's might not have the same type of housing as the CHA - it might not be just elderly and low income. Mr. Hart indicated that the Board may meet again with the CHA and the Jaycee's.

The Board then met with James Young, who again outlined his proposal for the use of the North Town Hall for an After School Learning Center. He told the Board that they are prepared to pay \$100 per month rent and incur normal costs, and also allow the Town to use the building as a meeting place. He answered questions about possible parking problems by stating that there would be a staff of not more than 6, and the children would be dropped off and picked up on a staggered basis. He also showed the Board a financial breakdown of his anticipated operating expenses. Mr. Ready asked if they could use just one floor of the building, and Mr. Young indicated that they would rather have the building, and share it with the Town as a meeting place. Mr. Emerson indicated that he has heard the Recreation Commission might be interested in the building, and it was decided that they would be asked to the Board's meeting of May 4, at which time a decision on the use of the building will probably be reached.

James Young
Proposal for
North Town
Hall

Under reports, CAH said the Highway Dept. should be commended for a job well done at Swain Road.

Members
Reports

BAT stated that she attended the Cinema recently and the trailers indicating no parking in Mrs. Nelson's lot are not being shown. BAT moved that the Board instruct the Ex. Sec. to inform the Police Department to tell the manager, Mr. Scuderi, to keep the theatre closed until the trailers are being run again. Second BOE for discussion. Mr. Emerson said he feels that the Ex. Sec. should make phone calls to find out why the trailer is now being shown and indicate the Board's concern. Mr. Hart said that this should be put on record for discussion at the time for renewal of licenses in December. Vote on Miss Towle's motion was 2 in favor (BAT and PCH) - 3 opposed. Mr. Hart moved that the Board approve what was stated by Mr. Emerson and Mr. Hart - that the Ex. Sec. will contact the Cinema and the Board will consider this matter at license renewal time second BOE, unanimous.

Motion CAH, second BOE, unan. to appoint Carl Olsson for a 3-year term on the Board of Registrars.

Unfinished
Business

Motion CAH, second BOE, unan. that Judith MacDonald be appointed part-time clerk for the CATV Comm.

Motion CAH, second BOE, unan. to table a decision on the Sheehan Property (Art. 29) until the next meeting, since the appraisals have just been received.

Motion BAT, second PCH, unan. to send a letter to Gov. King that if and when a bridge is constructed across the Merrimack that it be named after the late Rep. Timothy Rourke.

New Business



60
The memo in the Signature Folder drafted by BOE re office parties was brought up by BAT, asking if the Board means that there can be no more birthday cakes in the Town Offices. BOE stated that the memo was written because a party last week lasted quite a while and taxpayers should not have to walk into a party situation while on town business. CAH said he can see no problem with birthday cakes, that the intent of the memo is good, but the choice of words was poor. PCH suggested that birthday cakes be brought out during coffee breaks.

Motion PCH, second BOE, unan. to change the Board's procedures to reflect that all motions must have a second. Previously appointments to an unpaid position did not require a second.

At 9:00 p.m. motion CAH, second BOE, unan. to adjourn the meeting.

For the Board of Selectmen, by

Jedik E. Carter



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TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Meeting at St.
John's Church -
April 20, 1982

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Proclamation - Girl
Scout Leaders Day
Proclamation -
Secretaries Week

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Motion CAH, second BOE, unan. to proclaim April 18 - April 24 as Secretaries Week, and April 21, 1982 as Secretaries Day.

Minutes Approved

Motion CAH, second BOE, unan. to approve the minutes of the April 12 meeting, both Regular and Executive Sessions.

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North School Gym

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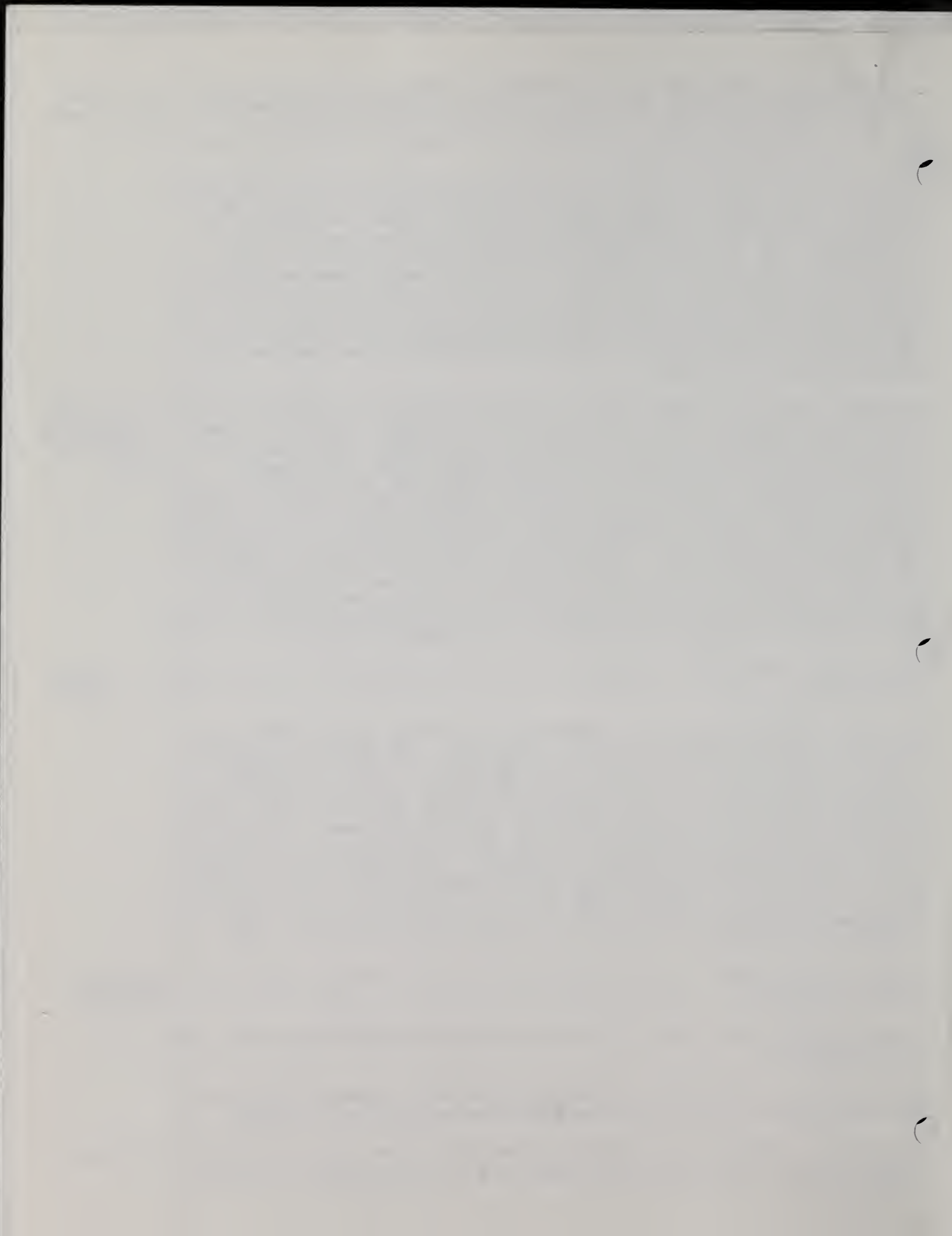
Unfinished
Business

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Motion PCH, second BOE, unan. to change the Board's procedures to reflect that all motions must have a second. Previously appointments to an unpaid position did not require a second.

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For the Board of Selectmen, by

John E. Carter



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TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Meeting
April 26, 1982

Meeting of the Board of Selectmen held Monday, April 26, 1982 at the McCarthy Junior High School Gym. Chairman Ready called the meeting to order at 7:05 p.m. with the following members present: Mr. Ready, Mr. Harvey, Miss Towle and Mr. Emerson.

Proclamation
Arbor Day

Motion CAH, second BOE, unan. to proclaim April 30, 1982 as Arbor Day in the Town of Chelmsford.

1-day License
Beer & Wine

Motion CAH, second BOE, unan. to grant a 1-day Beer & Wine License to the Chelmsford Softball League to be used at Southwell Field on May 2, 1982.

Appointment -
CATV Clerk

Motion CAH, second BOE, unan. to appoint Mrs. Elizabeth Kopicko as part-time clerk to the CATV Commission.

Position on
Art. 29 -
Sheehan Prop.

The Board's position on Art. 29, the Sheehan property, was discussed. The family had offered to pay the original taking price, \$39,000 plus taxes that would have been paid, app. \$16,000. DJR noted that the property has been appraised at \$300,000. Motion BOE, second for discussion BAT, that the Town offer them the property for the original price plus back taxes plus interest - app. \$145,000. Vote on the motion was 2 in favor (DJR and BOE) and 2 opposed (BAT and CAH). It was agreed that the Board would table the matter until Mr. Hart arrives at the meeting. Mr. Hart arrived and voted in favor of Mr. Emerson's motion, making the vote 3 in favor, 2 opposed.
Motion CAH, second BOE, to adjourn the meeting at 7:35 p.m.

For the Board of Selectmen, by

Judith E. Carter

held at the McCarthy Junior School gym on

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TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

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Position on Art. 29 - Sheehan Prop.	The Board's position on Art. 29, the Sheehan property, was discussed. The family had offered to pay the original taking price, \$39,000 plus taxes that would have been paid, app. \$16,000. DJR noted that the property has been appraised at \$300,000. Motion BOE, second for discussion BAT, that the Town offer them the property for the original price plus back taxes plus interest - app. \$145,000. Vote on the motion was 2 in favor (DJR and BOE) and 2 opposed (BAT and CAH). It was agreed that the Board would table the matter until Mr. Hart arrives at the meeting. Mr. Hart arrived and voted in favor of Mr. Emerson's motion, making the vote 3 in favor, 2 opposed. Motion CAH, second BOE, to adjourn the meeting at 7:35 p.m.

For the Board of Selectmen, by

Leticia E. Carter

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TOWN OF WILMAMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Meeting -
May 3, 1982

Meeting of the Board of Selectmen held at the McCarthy Junior School gym on Monday, May 3, 1982. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson, Miss Towle and Mr. Hart.

On the Sheehan property article, motion BOE, second CAH, unan. that the Board will support selling the property to the Sheehans for \$62,295.75.

On the Gypsy Moth Article, motion BOE to oppose, second PCH for discussion. Vote on motion was 2 in favor (BOE and DJR), 3 opposed (CAH, PCH and BAT). After learning that the FinCom had found \$100,000 which could be used for this article, motion was made to support the article and unanimously voted in favor.

Meeting adjourned at 7:40 p.m.

For the Board of Selectmen, by

Judith E. Carter

Handwritten text, possibly a date or reference number, located in the upper left corner of the page.

Regular meeting of the Board of Selectmen held Tuesday, May 4, 1982. Members present were: Mr. Ready, Mr. Harvey and Mr. Emerson, Miss Towle and Mr. Hart Norman E. Thidemann, Executive Secretary, was also present.

Members Present
May 4, 1982

At 6:45 pm members Ready, Harvey and Emerson met with Senator Carol Amick and Representative Bruce Freeman to discuss the formula for the distribution of local aid by the state. Sen. Amick explained the factors being considered, and said that the figure on this year's Cherry Sheet for the Town is \$6,866,081.62. She agreed that towns and cities that have been well managed are being hurt under the formula, and said that she and Rep. Freeman will set up a meeting with the legislative leadership to determine how the Town's figure was arrived at and if there was any error made. The Ex. Sec. will be notified when this meeting has been set up. Mrs. Amick also said she is still waiting to hear from Town Counsel regarding easements on the Nichols property on Gorham Street.

Meeting with
Sen. Amick and
Rep. Freeman
re Local Aid

Prior to the start of the regular meeting Mrs. Linda Smeltsorand other residents of the Bowl Road area presented the Board with a copy of a petition they plan to present to the Lowell Board of Appeals next week on E. Byrne's application to store junk cars on his property at the end of Bowl Road. The Board told them that Town Counsel will be there to represent the interests of the Town in this matter.

Bowl Road

Chairman Ready opened the meeting at 7:35 pm and introduced Deirdra Lynch, elected Student Chairman of the Board of Selectmen, and Paul Greateorex, student Selectman.

Student Reps.
Introduced

Motion CAH, second BOE, unan. to approve the minutes of the meetings of April 20 and April 28.

Minutes
Approved

Jack Bilodeau and Paul Murphy from the Recreation Commission were present to discuss storage space at the North Town Hall, and told the Board that this is their third choice of storage space, but they will accept whatever space is available there. Mr. Ready noted that the Board had told James Young that they would make a decision on his proposal for the use of the North Town Hall tonight. Motion PCH, second BOE, unan. that the Ex. Sec. look into using the building as a warehouse, and notify Mr. Young that the building is not available for public use. Mr. Bilodeau said he will provide the Board with a schematic within 1 week.

Mtg. re Use of
North Town Hall

Motion CAH, second BOE, unan. to proclaim Sunday, May 16, 1982 as Chelmsford Little League Day. The Proclamation was read by Deirdra Lynch.

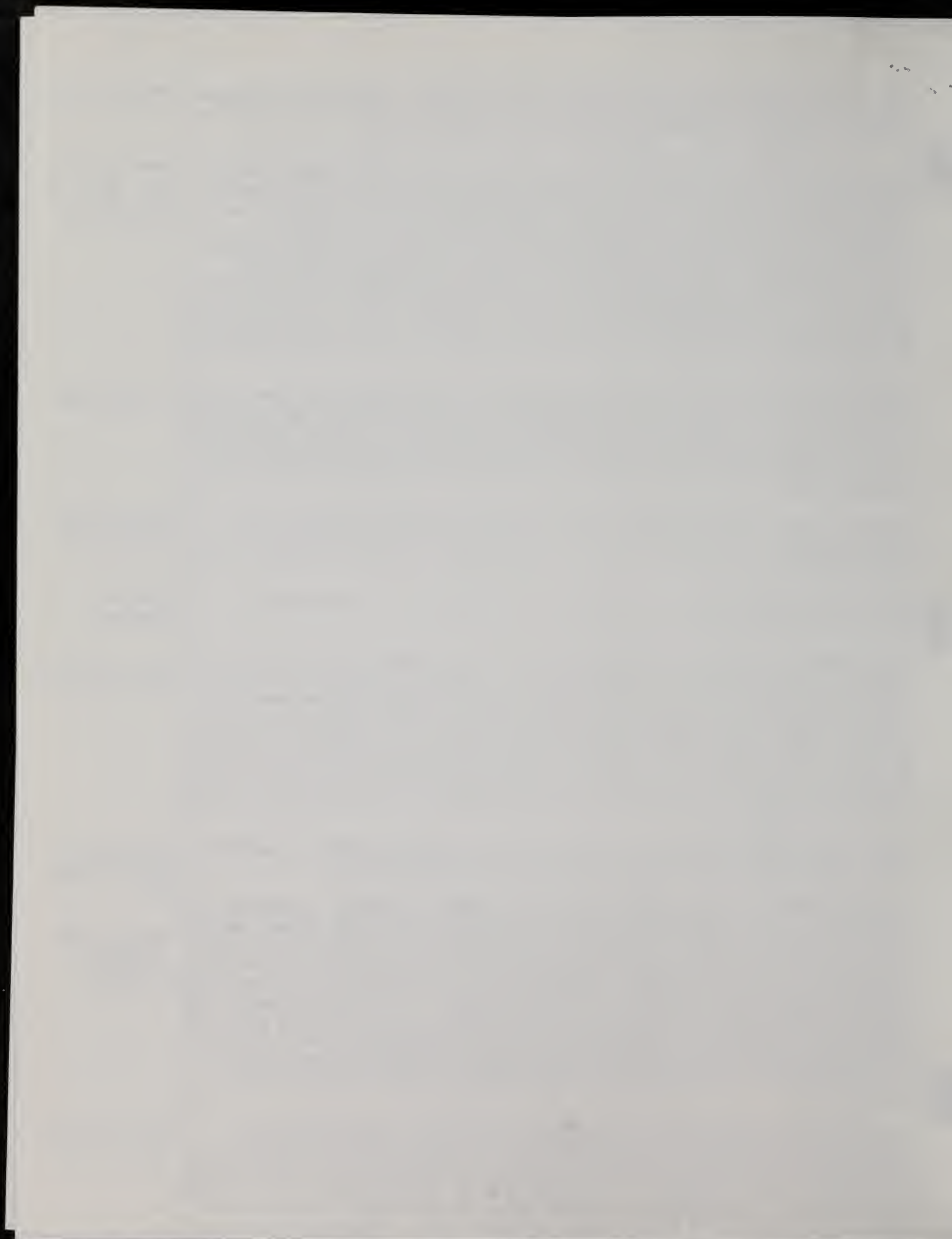
Proclamation -
Little League
Day

The Board then met with Cynthia Austin, New England Telephone, regarding the 251 exchange. Ms. Austin gave the board an update on what the company has been doing to try to correct the problems. John Hanlon, 4 Castlewood Drive, said that there has been some slight improvement, but the phones are still not working properly. He has conducted a random survey of subscribers in the area, and will give copies to the Board and the phone company. Mr. Emerson asked if the phone company would call these same people, and Ms. Austin said they will. Mr. Hanlon also indicated that the residents are planning to go to the D.P.U. on this matter and will be requesting a formal letter from the Board. It was agreed that both Ms. Austin and Mr. Hanlon would attend the Board's next meeting.

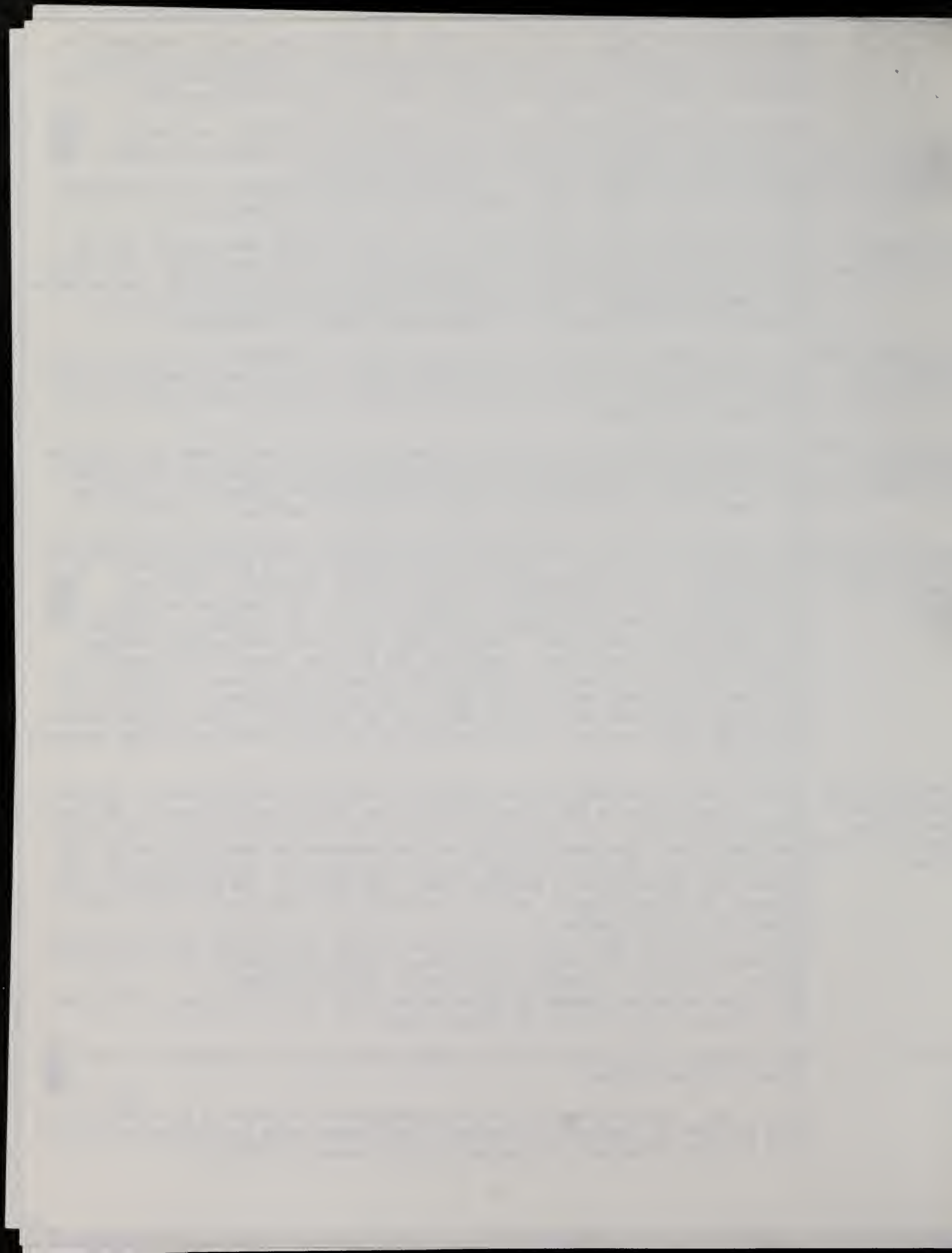
Mtg. re 251
Telephone
Exchange

A Public Hearing was held on the application of Linda R. Harrington for a change in corporation and increased floor space under the All Alcoholic Retail Package Goods Store License for The Wine Rack. John Harrington explained that the corporation is changing from the Wine Rack to The Wine Rack, Inc. and that they are adding 720 square feet of floor space by taking over the store next door, in anticipation of storage under the bottle bill. Speaking in favor

Public Hearing -
The Wine Rack



	were Ann and Jim Lloyd, Piccadilly Circle. No one present spoke in opposition. Motion CAH, second BOE, unan. to approve the change in corporation and the increase in floor space as per the All Alcoholic Retail Package Goods Store license granted to Linda R. Harrington, Manager, The Wine Rack, 210 Boston Road.
Papa Gino's of America - change in Manager	James O' Brien, representing the Law firm of Lawson and Wayne, was present applying for a change in manager from Gregory Sullivan to Anthony Antidormi at Papa Gino's of America, Inc., 29 Chelmsford Street. Motion CAH, second BOE, unan. to approve the change in manager as per the Common Victualler Beer & Wine License issued to Papa Gino's of America, Inc.
Appointment - Cemetery Comm.	Cemetery Commissioners Gerald Hardy and Dr. Everett Olsen were present for the joint appointment of a Commissioner to replace the late Arthur Colmer. Mr. Hardy announced that James Spinney had withdrawn his name for the position, and nominated Mrs. Charlotte DeWolfe. Mrs. DeWolfe was appointed to fill the position by a unanimous vote of both the Commissioners and the Board of Selectmen.
Treansfer - Gas Storage Lic. 20 Groton Rd.	Howard Carpenter was present requesting a transfer in the Gasoline Storage License at 20 Groton Road. Motion CAH, second BOE, unan. to grant the transfer of ownership of the Gasoline Storage License at 20 Groton Road from STAFAC Shell Oil Co. to Howard J. Carpenter.
Transfer - Gas Storage Lic. 22 Progress Ave.	The Board met with Attorney Joseph B. Shanahan, Jr. who was requesting a transfer of the Gasoline Storage License at 22 Progress Avenue. Motion CAH, second BOE, unan. to transfer the ownership of the Gasoline Storage License at 22 Progress Ave. from J. P. Rivard Trucking Company to Joseph P. and Elaine L. Rivard.
Drum Hill Gulf Class II Auto Dealer's Lic. - Hold	Attorney Mark Gauthier, representing Charles Kokinos, was present with an application for a Class II Auto Dealer's License at Drum Hill Gulf, 31 Drum Hill Road. He said that his client had bought the service station in August, 1981 from Gerard O'Brien, who had a license for up to 8 cars. Mr. Gauthier said that Mr. Kokinos has been building up a clientele, and is now requesting a license for no more than 5 used cars. The cars will not be near the gasoline storage tanks, and will be in saleable condition, not kept for repairs. BOE asked for a Personal Hold on this matter, stating that he would like to see a diagram of the lot prior to the next meeting, and that the principal business is a service station. PCH asked that the Ex. Sec. check out Mr. O'Brien's license, check Chapter 140 of the Mass. Gen. Laws, and DJR asked that he check with the Building Inspector re Sign By-laws.
Public Hearing - Transfer of Beer & Wine License - Jack's Diner	A Public Hearing was held on the transfer of the Beer & Wine Restaurant license at 11 - 14 Central Square from Lloyd's Coffee Shop, d/b/a Jack's Diner, to the John Y. Morgan Corporation. Mrs. Ann Lloyd presented the Board with letters from various Town Boards and Departments stating that the business had been well run for the past five years. Speaking in favor of the transfer were: John Harrington, 149 Boston Road, Myles Hogan, 7 Blackmer Road, John Adamczyk, 118 Boston Road, Erwin Fletcher, 4 Wildwood Street, and Delia Loiselle, 190 North Road. No one spoke in opposition to the transfer. Motion CAH, second BOE, unan. to grant the transfer of the Wine and Malt Beverage Restaurant License from Lloyd's Coffee Shop, d/b/a Jack's Diner, 11 - 14 Central Square, to the John Y. Morgan Corporation at the same address. Mrs. Lloyd presented plaques of appreciation to Mr. Hart as Chairman of the Board for the past 3 years, and to the entire Board.
Reports	Under Reports, CAH reported that the Highway Department has completed Academy Street with new curbing. pre- The Ex. Sec. reported that the Town has prepared and delivered a joint application with the Town of Tyngsboro for Community Development funds for housing rehabilitation in North Chelmsford and Tyngsboro for the amount of \$657,000.



Under Unfinished Business, a Hold was placed on UN Day Chairman appointment.

Unfinished
Business

DJR read the letter drafted from the Board to A-Medic Ambulance about extending the contract for one year at the current rate. Motion CAH, second BOE, unan. to send this letter extending the contract for one year.

Motion CAH, second BOE, unan. to request Mass. Electric to place a 4,000 lumen streetlight on Fletcher Street on MECO Pole #59.

Motion CAH, second BOE, unan. to request Mass. Electric to upgrade the following streetlights on Groton Road to 4,000 lumens: Pole #740, Pole #27 and Pole #81/35.

Motion CAH, second BOE, unan. that Pole #266/5 at the corner of Flint and Linwood Streets and Pole #252/2 at the corner of Field and Linwood Streets be upgraded to 4,000 lumens.

Under New Business, BAT requested that the Safety Officer furnish a recommendation for a streetlight at the corner of Biltmore and Pleasant Avenues. She also requested that the Ex. Sec. send a letter to Town Counsel regarding the request for easements at 62 Gorham Street.

New
Business

Motion PCH, second BOE, unan. that the Board request Town Counsel to follow through on the Bowl Road matter and to attend the Board of Appeals hearing in Lowell to support the Board's views on the matter.

At 9:15 pm, motion CAH, second BOE, unan. to adjourn the meeting.

For the Board of Selectmen, by

Judith E. Carter



RECEIVED

JUL 26 10 34 AM '82

TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Regular meeting of the Board of Selectmen held Tuesday, May 25, 1982. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson, Miss Towle and Mr. Hart. Norman E. Thidemann, Executive Secretary, was also present.

Meeting
May 25, 1982

Motion, CAH, second BOE, unan. to approve the minutes of the meetings of May 3, 1982 and May 4, 1982.

Minutes
Approved

Mr. Undzis was present at 7:30 p.m. on his Application for a Class II Auto Dealer's License at 123 Princeton Street, No. Chelmsford. When he heard that the person who had a business at this location (Mr. Sherman) was leaving, he contacted the owner and rented the property with an option to buy within a five year period of time. He has 19 cars at the present time, but would like to continue with the license for 30 cars. When asked by Sel. Emerson to identify the location, Mr. Undzis stated that it is past Middlesex Sales and next to a body shop. In reference to the type of business to be carried on at 123 Princeton Street, Mr. Undzis stated that he will be selling pre-owned automobiles. He further stated that there is a body shop downstairs, but that he is not interested in doing this type of work. Any repairs that are necessary are done in another auto body shop. The applicant stated that although he is renting the property, he does not have a lease from the owner. Some discussion followed regarding a sign on the roof of the property. The owner has painted over this sign, and any problems with the sign would come under the jurisdiction of the Building Inspector.

A and V Auto
Sales - App.
for Class II
Auto Dhrs. Lic.

Motion PCH, second, BOE to support request from A & V Auto Sales for a Class II Auto License subject to an agreement being signed by the owner of the building, that there is, in fact, a contractual agreement between the owner of the property and A. & V. Auto Sales and the license will not take effect until the BOS have the agreement.

1000
1000

64.
Ardprop/SUN -
increase gas.
storage & trans.
of Corp.

7:45 p.m. Attorney Joseph Shanahan appeared for Ardprop/SUN's application for an increase in gasoline storage at 71 Drum Hill Road, Chelmsford and for a transfer in the name of the Corp. Atty. Shanahan submitted an "Index to Documentation" showing a plan of proposed additions, Fact Sheet, Special Permit from Bd. of Appeals and a Summary and Schematic of a Kidde Sentinel Fire Extinguishing System. He pointed out that the automatic fire extinguishing system has been voluntarily included in the new Bay for safety purposes. When questioned about signs, Atty. Shanahan stated that they have voluntarily taken down a large sign and they are presently in conformance at this point. Sel. Emerson asked if in view of the fact that this proposal has a canopy and fire system typical to that used in self-service stations, does this mean that they are gearing up for a self-service station? Atty. Shanahan said that his proposal was presented to the Bd. of Appeals before the Article was passed for self-service stations, but at this time he could not promise that the owner would not come in at a future date to apply for a self-service permit at this location. Atty. Shanahan stressed that the fire extinguishing system was not included for a self-service station - it is a safety factor.

Motion CAH, Second, BOE, that the application of Ardprop/SUN at 71 Drum Hill Road for an increase in storage to 25,800 gallons of gasoline, diesel fuel, antifreeze oils and greases be granted. Unan.

Motion CAH, Second, BOE that the name of the corporation located at 71 Drum Hill Road be changed from Sun Refining and Marketing Co. to Ardprop, Inc./SUN. Unanimous.

Dog Hearing

Robert Wayne was invited to this meeting but he was not present. The Dog Officer was present and was sworn in. He said the dog in question is a Great Dane and gets into the rubbish on Mondays. The dog is not licensed. The Dog Officer said that there is never anyone home so he can contact the owners.

Motion CAH, Second, BOE, unan. that a letter be sent to Mr. Wayne advising him that the Dog Officer has been granted authority to remove his dog if he receives any further complaints and that the dog should be licensed, or the Dog Officer will remove the animal.

Adjourn to Exec.
Session

Motion CAH, Second, BOE to go into Executive Session to discuss the sale of the Mill Road property. Roll Call Vote was as follows: DJR-Aye; CAH-Aye; BOE-Aye; BAT-Aye; PCH-Aye.

At 8:28 p.m. the Board returned to open meeting.

Public Hearing
Increase in gas
Storage - Gulf
Oil Co.

The application of Gulf Oil Company, 100 Drum Hill Road, Chelmsford for an increase in storage to 41,500 gallons of gasoline, diesel fuel, heating oil and waste oil was considered. Speaking in favor: Harold Casey representing Hill Assoc. There was not anyone present speaking in opposition.

Motion CAH, Second, BAT to approve the application of Gulf Oil Company, 100 Drum Hill Rd. Chelmsford for an increase in storage to 41,500 gallons of gasoline, diesel fuel, heating oil and waste oil. Vote 4-1 (BOE abstaining).

Adjourn to Exec.
Session

Motion CAH, Second, BOE to adjourn to Executive Session - Jack Smith, Grievance. Roll Call Vote was as follows: DJR-Aye; CAH-Aye; BOE-Aye; BAT-Aye; PCH-Aye.

At 9:03 p.m. the Board returned to open meeting.

Representatives from N.E. Telephone were present at this meeting. Cynthia J. Austin, Manager PR/CR reviewed a customer survey report she has prepared. She indicated that 31 customers had been contacted and that 8 indicated that the service had improved, 21 stated that it stayed the same and 2 stated that the service had gotten worse. She said that the telephone company will continue to monitor the "can't be called and can't call out" problems, will continue on going cable maintenance program, and continue to monitor customer trouble reports. She finalized stating that the telephone company plans to continue to work on the problems in North Chelmsford until the customers feel they are receiving satisfactory service.

John Hanlon and several townspeople from North Chelmsford were present at this hearing. He indicated their dissatisfaction with the 251 exchange. A discussion followed re: referring the matter to the Department of Public Utilities. Ms. Austin stated that she did not believe that a DPU hearing would not result in the DPU requesting the phone company to do anymore than they are currently doing. John Hanlon indicated that the problems with the 251 exchange have been going on for several years. He asked the BOS to communicate in writing to the DPU with outline of history of problems and request the DPU to investigate the telephone company's unwillingness or inability to provide telephone service to 251 exchange and request the DPU to join forces with the BOS and with citizens to put an end to this situation when a few hundred phones cannot be fixed. In the meantime, Mr. Hanlon would like ban on new phones to remain in effect.

Motion BOE, Second PCH, unan. to send a letter to the Department of Public Utilities asking for an investigation of the phone company on the 251 exchange and also invite the phone company to a meeting with the BOS the first meeting in September to discuss progress being made with the problems in the service.

Chief McKeon was present at 9:15 p.m. to discuss the 12 police radios approved at Town Meeting in their Article. The BOS indicated to the Chief that his budget had asked for 4 radios and wanted to know if he was asking for a total of 16 radios. The Chief stated that 12 radios would be sufficient. He presently has 2 radios and the additional 12 would give him a total of 14 radios.

Motion BOE, Second, BAT, unan. to proceed to order the 12 Police Radios authorized by Town Meeting, six to be delivered now and six to be delivered at a later date.

Atty. Maliaros was present representing the Meadow Lounge. He stated that Mr. Bonsignor, Jr. the Manager, Pres. and Treas. of the Meadow Lounge wished to have the permission of the BOS to pledge his liquor license to obtain a loan for \$35,000. The back taxes to the Town would be paid before approval was given. Mr. Day was present from the Board of Health and spoke about the failing septic system at the Meadow Lounge and also told the BOS that they have been very slow to repair this problem. When asked why the Meadow Lounge wanted the loan, Atty. Maliaros replied that they wanted to raise capital for the bar and raise capital to purchase another business. This business is not in the Town of Chelmsford. A discussion was held on the cost of repairing the septic system. PCH asked how much of the \$35,000 would be used at the Meadow Lounge and how much for the outside business. The Attorney could not tell the Board how the money would be allocated. Motion BOE, second, PCH, unan to refuse permission to Mr. Bonsignor, Jr. of the Meadow Lounge to pledge his liquor license to obtain a loan.

CAH reported that the Farms at the brook has been landscaped and is about 100 percent completed. He will have a further report at the next meeting. No other reports at this meeting.

Police Chief
re: police
radios

Atty. Maliaros
Meadow Lounge

Reports

66-

Unfinished
Business

Streetlights

Streetlight Approvals:

Motion CAH, second, BOE, unan. to send a letter to the Massachusetts Elec. Company asking them to install 4,000 lumens light on Pole 107/1 on Biltmore Avenue and install a 4000 lumens light on Pole #63/1 on Pleasant Avenue in front of house #4.

Motion CAH, second BOE, unan. to send letter to Mass. Elec. asking them to upgrade Pole #14, corner of Randall and Huntley and Pole #60 Randall Road to 4000 lumens.

Motion CAH, second BOE, to send a letter to Mass Elec. request a 4000 lumens light be placed on MECO Pole #137/5 on Summer Street. Unanimous.

Stop Sign

Motion, CAH, second BOE, unan. to request the District Highway Engineer to approve a Stop sign on Elizabeth Drive at Mill Road, eastbound.

Drum Hill Gulf
Class II Auto
Dealer's Lic.

Attorney Mark Gauthier for Drum Hill Gulf was present and stated that he would like to withdraw the application because he did not think it complied with Chap. 140 of the Mass. Gen.Laws. He said that it would appear that a closer inspection of the law has to be involved with selling used cars Motion BOE, second, BAT, unan. to allow withdrawal of application.

The Executive Secretary will check to make sure that all Licenses presently issued comply with the law. If not, License holders will be given a certain period of time to comply. Licenses awarded may not be to primary sources of income.

Appointments
to Auxiliary
Police

Motion CAH, second BOE, unan. as per the recommendation of the Police Chief Susyn H. Stecchi, 31 Billerica Road, Chelmsford, and David F. Perry, 5 Rainbow Avenue, Chelmsford will be appointed as non-paid volunteer Auxiliary Police Officers in the Chelmsford Police Dept.

New Business

Bowl Road

DJR stated that we have asked Town Counsel to represent us before the Board of Appeals on land on Bowl Road. He said that the land in question is landlocked by Rte.3 and is in the City of Lowell. Mr. Ready asked the Board's permission to contact the City of Lowell to discuss boundary changes through the Legislature.

Motion CAH, second BOE, unan. to grant permission to Mr. Ready to contact the City of Lowell to discuss boundary changes through the Legislature.

At 10:25 p.m. motion CAH, second BOE, unan. to adjourn the meeting.

For the Board of Selectmen, by

Lowell P. Newman



RECEIVED

JUL 26 10 34 AM '82

TOWN OF STILLSFORD
MARY E. ST. HILAIRE
TOWN CLERK

June 7, 1982	Regular meeting of the Board of Selectmen held June 7, 1982. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson and Mr. Hart. Miss Towle was not present due to illness. Norman Thidemann, Executive Secretary, was also present. Chairman Ready called the meeting to order at 7:30 p.m.
Members Present	
Proclamation - Honor America	
Minutes Approved	Motion CAH, second BOE, unan. to proclaim the 21 days from Flag Day to Independence Day as days to honor America.
	Motion CAH, second BOE, unan. to approve the minutes of the Regular meeting on May 25, and Executive Sessions on May 13 and May 25, 1982.

1000 1000
1000 1000

Mr. Harvey reported that there had been heavy flooding on Turnpike Road over the weekend, that they had opened the catch basins on Sunday and the Highway Dept. is pumping water off today. Mr. Hart noted that the Planning Board is meeting with John Oberti of Alpha Dev. on Wed., and any member is welcome to attend.

Member
Reports

Mr. Emerson asked about Chapter 90 funds on Acton Road, and the Ex. Sec. and Mr. Harvey told him that this is being held up over an easement on the Waite property which is still being negotiated, and they will try to hurry it up. Mr. Emerson also commented on the stones he has noticed along both sides of Route 27, and Mr. Harvey will talk to the Highway Dept. about this tomorrow.

The Ex. Sec. reported that Sen. Amick has sent material on the distribution of local aid and that he hopes to meet with her Thursday on this. He also reported that the joint/^{pre}application submitted by the Town and Tyngsboro was accepted as one of 43 out of 122 submitted to the Office of Community Development, and that these 43 pre-applications will be narrowed down to 25.

Ex. Sec. Re-
ports

Atty. Joseph B. Shanahan, Jr. was present representing Joseph and Elaine Rivard who have applied for a reallocation of the gasoline storage at 22 Progress Ave. The total capacity of the tanks will not change, and he said that they may go to all underground storage at a later date. Motion CAH, second BOE, unan. to approve the change, as per the Rivard's application dated May 5, 1982.

Rivard, 22
Progress Ave.
Change in gas-
oline storage

Motion CAH, second BOE, unan. that the list of Tyngsboro Police Officers submitted by Chief McKeon be appointed as Special Police Officers in the Town of Chelmsford.

Appointments -
Special Police
Officers -
Tyngsboro

Motion CAH, second BOE, unan. that the bid for Bituminous Concrete, Concrete Pipe, Steel Pipe, Bank Run Gravel, Processed Gravel, Sand, Peastone, Catch Basin Blocks, Frames and Grates, Manhole Covers and Frames and Crushed Stone be awarded as per the recommendations of the Highway Dept. Supt. and the Ex. Sec. contained in the June 3, 1982 memo to the Board.

Highway Dept.
Bid Awards

Motion CAH, second BOE, unan. that Mass. Electric Co. be requested to install one 4,000 lumens streetlight beside Fire Alarm Box #522 on Kastraki Place.

Street Light
Kastraki Place

Since there was no new business, motion CAH, second BOE, to recess for 10 minutes.

10 minute
Recess

At 8:00 p.m. the Board met with Joel Shapiro, 12 Ivy Lane, Burlington regarding his application for an Auctioneer's License to be exercised at 145 Stedman Street. Mr. Shapiro said that he has had Auctioneer's licenses from Burlington, Arlington and Rhode Island, and that he has leased space at 145 Stedman Street to: 1. store items which will be auctioned, and 2. in the future possibly hold on site auctions. He has a one year lease with an agreement with the owner Mr. Salvini that he will give at least two weeks notice before holding an auction on the premises. After discussion, motion PCH, second BOE, unan. to check the zoning by-laws with the Building Inspector. Mr. Shapiro invited the Board to view the premises.

Joel Shapiro
re: Auctioneer
License -
145 Stedman
St.

Atty. John Carragher, representing Dunkin' Donuts at Drum Hill Road, requested the Board to re-grant the Common Victualler license approved a year ago but not yet used by his clients because they are now due to open the shop on July 1st. He indicated that Site Plan approval has been granted by the Planning Board, and the Building Inspector will issue the necessary permits. He also said that they will have a permit for a traffic control device from the D.P.U. by September 1. The Board had originally granted the license for the hours of 5:00 am to 1:00 am and CAH moved, seconded by BOE, unan. to grant the license for these hours. Mr. Carragher said that if the company will permit, he may come back to the Board requesting a 24-hour per day license.

Dunkin' Donuts
Common Vict.
License -
Drum Hill

Motion PCH, second CAH, unan. that the Board reconsider this matter and moved that at their discretion, Dunkin' Donuts be allowed to stay open 24 hours per day.

The first part of the paper discusses the importance of the study of the history of the United States. It is argued that a knowledge of the past is essential for a full understanding of the present. The author then goes on to discuss the various factors that have shaped the development of the United States, including the role of the government, the influence of the economy, and the impact of the culture. The paper concludes by suggesting that a study of the history of the United States is not only a valuable academic exercise, but also a necessary one for anyone who wishes to understand the world in which we live.

Lester Leland re Roadside Vendor's License
Lester Leland, 293 Chelmsford Street, was present with an application for a Roadside Vendor's License to sell flowers at that address. He and his father own the Gulf Station at that address, and the Board told him that since he owns the property he does not need the Roadside Vendor's License.

Adjourn to Ex. Session
Police Officer John McGeown was present to discuss a grievance with the Board and requested that this be done in Executive Session.
Motion CAH, second BOE, that the Board adjourn to Executive Session. Roll Call Vote was as follows: CAH -Aye; BOE-Aye; BAT-Aye; PCH-Aye; and DJR-- Aye.

Return to Open Meeting
The Board returned to Open Meeting at 9:10 p.m.

Dog Hearing - Elaine Hovey 32 Sheppard Lane
A Public Hearing was held on a Dalmation dog owned by Mrs. Elaine Hovey, 32 Sheppard Lane. Chairman Ready swore in all those who were to testify, and read the letter of complaint against the dog. William Hovey and James E. Currie, III said that the 10 year old dog is a watchdog, and licensed and kept leashed at all times. The dog does bark when the children come home from school and are playing with him. Robert Major, 34 Sheppard Lane, said the dog barks constantly, and admitted that he has thrown rocks at the dog. Frank Wojtas, Dog Officer, said he has never had trouble with the dog, that there have been no problems with the leash law or complaints about the dog barking until this time.. Robert Kay, Indian Drive, said the dog is a definite barking problem, and that he is seeking attention. The neighbors also stated that the dog has been loose on a few occasions and gotten into trash and their yards. Mr. Currie said that the Hovey child could bring the dog in the house when she gets home from school, and that if there is any further harrassment of the dog, they will file charges.
Motion PCH, second BOE, unan. that the dog be kept confined on the Hovey property and not allowed to make a nuisance by barking continually, and if this office receives more complaints from the neighbors, the dog will have to be removed from the neighborhood.

Turnpike Road Flooding Problem
The flooding problem on Turnpike Road was discussed with Town Engineer Paul Bienvenu, who indicated that he had met on the site with Mr. Harvey and Mr. Emerson yesterday, that the pressure was relieved, and that the Highway Dept. is today pumping the water toward Alpha Park. He also stated that no one in town apparently knows everything that is in the complex and that the flooding appears to be caused by the amount of construction in the immediate area and the drainage has evolved over the past 20 years. James McBride, Conservation Commission Chairman, said that all the various plans have never been put all together to be reviewed by an engineer, and that all finished drainage is to be drained to Lot 22 from Turnpike Road, and Lot 22 must be graded. He recommended that all the plans should be turned over to an engineer to determine where all the water is going.
Motion BOE, second PCH, unan. to ask Mr. Bienvenu to review the whole situation and report back to the Board as soon as possible, and also to attend the Planning Board meeting on ^{Wed} Dennis McHugh said that construction in the area has been at a standstill since last August, which causes the problem at 116 Turnpike Road, and Mr. McBride said that under the Wetlands protection By-law the developer has one year to complete the project.

Appointment - Pol. Dept. Jr. Clerk and Matron
Motion CAH, second BOE, unan. to appoint Apolonia Plaister as Junior Clerk and Matron in the Police Department.

New Business
Motion PCH, second BOE, unan. to write to Civil Service requesting that they keep the lists up to date and notify the Town of test results sooner, and develop a letter of protest to Civil Service, Mass. Municipal Assoc., Governor King, Rep. Freeman, Sen. Amick and the Police and Fire Chief, and ask the chiefs to try to get some help with this problem from their state Chiefs' Associations.

At 10:15 pm, motion CAH, second BOE, unan. to adjourn the meeting.

For the Board of Selectmen, by

Ardis E. Carter



June 28, 1982

Regular meeting of the Board of Selectmen held on June 28, 1982. Members present were: Mr. Ready, Mr. Harvey and Miss Towle. Mr. Emerson arrived at 7:15 p.m. and Mr. Hart arrived at 7:35 p.m. Norman E. Thidemann, Executive Secretary, was also present. Chairman Ready called the meeting to order at 7:00 p.m.

Members
Present

Motion, CAH, second BOE, unan. to proclaim 1982 National Year of Disabled Persons.

Proclamation
1982 Nat'l
Year, Disabled
Persons

Motion CAH, second BOE, unan. to approve the Minutes of the regular and executive session for June 7, 1982.

Minutes
Approved

Assistant State Transportation Secretary Raymond Rourke was present at this meeting and submitted an update of the status of the temporary bridge over the Merrimack River. Mr. Rourke expressed his sincere gratitude to the Selectmen because the bridge will be named after his son, Timothy J. Rourke. Mr. Sanger and Miss Cartwright were present from the consulting firm. Mr. Rourke discussed any problems in traffic that might arise and stated that the engineers are going to try to minimize these problems. Mr. Rourke explained that we are discussing the temporary structure, at this time, and said they have gained the cooperation of officials of the City of Lowell. They expect to break ground some time in early September - the completion date for the temporary bridge is in the Fall of 1983 and the completion for the permanent bridge is expected in 1988. The temporary bridge will not have room for pedestrians to walk over the bridge - it will be prohibited to pedestrians. The temporary bridge will be taken apart when the permanent bridge is ready.

Rep. Raymond
Rourke
Re: Temp.
Bridge

Residents of Algonquin Road were present at this meeting to request approval from the Selectmen of the construction of a storm drain to eliminate flooding behind their homes. The Selectmen stated that they are unable to do any work on private property, but if the homeowners installed a pipe from the water to the street, then the Town could put in catch basins to collect the water. After some additional discussion regarding performing any of the work on the property of the homeowners, the question of the source of the water came up. Since this could have some bearing on what the Selectmen could do to alleviate the problem the following Motion was made.

Jeanne Deacon
re Drainage
Problems
Algonquin Rd.

Motion, BOE, second, BAT, unan. to ask the Town Engineer to review the whole matter with particular emphasis on the source of the water.

Jean Deacon asked to be notified when the Town Engineer planned to view the area.

A Petition was submitted by the Telephone Company and Mass. Elec. to erect and maintain poles and wires on Steadman Street. Robert Ogden was present representing Mass. Electric Company and Tom Fuller was present representing the New England Telephone Company. The Exec. Secretary read a letter from Norma Schults asking that the pole with the special light not be taken away from in front of her house. Pole P68/38 is directly across from her house. She explained that the light was put there, by order of the Selectmen quite a few years ago, as this section has a very dangerous curve. In the past they have had accidents too numerous to mention, but

Hearing 2
Pole location
Steadman St.

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since the lights have been placed here, things have improved. She suggested that if the light had to be moved it be moved to the corner of Mr. Palletas street, on the south side, but still facing Steadman Street.

John Hanlon, 4 Castlewood Road said that he had understood that the BOS had voted to stop telephone expansion until the 251 exchange service was fixed. This Petition is for jointly owned poles.

Motion BOE, second, PCH to approve the Petition of the Mass.

Electric Company and the New England Telephone Company for permission to erect and maintain poles and wires at Steadman Street Pole #P68/38 and Pole #P38½. Vote was 4-1 DJR opposed.

Conduit on
Hunt Rd. at
Autumn Ln.

Tom Fuller was present from N.E. Telephone Company to present the Petition to lay and maintain underground conduits and manholes on Hunt Road.

Motion, CAH to approve Petition. No second.

Motion PCH, second, BAT, unan. to deny the Petition to lay and maintain underground conduits and manholes on Hunt Road from proposed buried cable northwesterly to existing buried cable on Autumn Lane approx. 40 feet of conduit, and on Hunt Road from existing pole #14/35 northwesterly to proposed conduit, approx. 60 feet from buried cable submitted by N.E. Telephone.

Meeting
w/FinCom

FinCom members George Ripsom, George Nelson and Liz Marshall were present at this meeting. Chairman Ripsom displayed a Town Meeting Warrant from the Town of Bedford. He asked if the BOS would like to consider the same format for the Town of Chelmsford. The Bedford Warrant included comments on each Report from related Departments to make the Reports clearer to the Townspeople. He explained that early instruction would have to go out to the various Town Departments and a cut off date around the first of January would be necessary for reports from departments. The BOS will look over the Bedford Warrant and get back to the FinCom.

At this time George Nelson stated that, in his opinion, he thought that approx. \$600,000 would be turned back to the Town by the School Dept. Chairman Taylor of the School Committee was present and he said that after he had an opportunity to sit down with the School Administration, it appeared that something less than \$600,000 would be available. Sel. Hart spoke about the School Dept. funding a new program (for gifted and talented children) and said that, if there were extra dollars available, he thought it was about time this money be used for greater police and fire protection.

Adjourn to Ex.
Session

Motion, CAH, second, BOE that the Board adjourn to Executive Session for the purposes of discussing collective bargaining. Roll Call Vote was as follows: CAH-Aye; BOE-Aye; BAT-Aye; PCH-Aye; and DJR-Aye.

Return to
Open Meeting

The Board returned to Open Meeting at 9:03 p.m.

Meeting with
Park Supt.

Chairman Ready had asked Don Gray to attend this meeting because during an Eagle Scout Award Ceremony some Scouts trying to earn their Award asked about a project to commemorate Vietnam War Veterans that they could put together. It was agreed by the BOS to notify the Boy Scouts to get in touch with the Park Dept. DJR stated that he wanted to give the Park Supt. a chance to think about this. Motion, Boe, Second CAH, unan to notify Scouts to contact the Park Dept. to consider new memorial.

Alan Bradshaw was present at this meeting but turned this discussion over to Sam Poulton of the School Comm. Sam is suggesting a "Nostalgic Auction" of the furniture being moved to the North School gym. Townspeople could bid on furniture from school they attended. He was requesting approval of this manner of disposing of the furniture. He also asked for approval to place the money earned during the Auction into a Youth Fund to provide money for some things that might go by the boards in the future. Chairman Taylor of the School Comm. stated that it was his intent to appoint Mr. Poulton as a sub-committee of one to put this auction together.

BOE moved, second PCH to approve the concept but asked that an alternate site for the Auction be considered since the North School might be dangerous because there are still some problems with the building. Unan.

Mr. Taylor stated that they would be willing to do whatever the Selectmen wanted. Norman E. Thidemann and Sam Poulton can work out the details. Any money earned would go to the Town.

Attorney Joseph Shanahan was present at this meeting. He said that he has been retained by the Meadow Grill. It appears that if the Meadow Grill does not have a Common Victualler's license, they might not have a Liquor license. The Board of Health had voted to revoke the food service permit. Atty. Shanahan reported to the BOS that the pumping has been started as scheduled and a commitment has been given to the Board of Health as to when the new septic system would be in. The Board of Health, tonight, voted to not revoke the food permit. Real Estate taxes were four years in arrears and these have been paid up to date. Sel. Emerson told Atty. Shanahan that if he had not appeared and explained the above to the BOS some disciplinary action might have taken place and said that the Board will be looking into the commitment of 45 days for the septic system.

Walter Hedlund, Chairman of the Town Celebration Comm. submitted a letter to the BOS asking for the use of chairs from the old Town Hall for reviewing stand, use of Town Hall Parking area along r.r. tracks; use of flags, stands and poles for reviewing stand, the placing of certain NO PARKING SIGNS; closing off of Academy Street, Westford Street, to automobile traffic around the Center Common area and one way traffic on Westford Street from Worthern Street to Dalton Road. He stated that this request is basically the same as that submitted each year. He further stated that there will be over 50 units and over 600 participants in the parade.

Motion CAH, Second, BOE, unan to approve Mr. Hedlund's request for use of equipment, the placing of NO PARKING SIGNS and the closing off of Academy Street, Westford Street to automobile traffic around the Center Common area and one way traffic on Westford Street from Worthern Street to Dalton Road.

DJR reported that the Chairman of the Conservation Commission brought him out to the John D. Hallberg company and showed him where this company had filled some wetlands by the brook and also allowed a septic system to flow into the brook. The Board of Health had been up there. The Cons. Comm. is asking for permission to use Town Counsel to solve this problem.

Motion, BOE, second, CAH, unan. to grant permission to the Conservation Commission to use Town Counsel to look into the Hallberg matter.

Meeting with
Supt. of
Schools
Auction of
Surplus
Furniture

Meadow Grill

Town Celebration
Comm.

Reports

72
The Chairman then referred to the letter previously sent to the DPU on the 251 Exchange service. He said that he believed that it was the intent of the BOS to request a hearing. Motion, BOE, Second CAH, unan. to authorize Norman E. Thidemann to send out another letter requesting a hearing. Selectman Towle did not vote on this Motion because she had to leave the meeting.

Norman E. Thidemann read a letter from the Chelmsford High School Key Club requesting permission to sell pop corn and pin wheels during the 4th of July parade.

Motion CAH, second BOE, unan. to grant the request from the High School Key Club to sell pop corn and pin wheels during the 4th of July parade.

Unfinished Business

Annual Appointments

a. Department Heads and Salaried Employees.
Motion CAH, second BOE, unan. that the Department Heads, Salaried Employees and other single appointments be approved as per the list submitted by the Executive Secretary at the salaries stated.

b. Boards, Committees and Commissions will be acted upon at the next meeting.

Appointment part-time Clerk

Motion, CAH, second BOE that Marjorie Hennessey, Misty Meadows, Chelmsford be appointed as the combined part-time Clerk for the Board of Appeals and the Conservation Commission.

Highway Dept. Bid Awards

Catch Basins

Motion, CAH, second BOE as per the recommendations of the Exec. Secretary and the Highway Superintendent, I move that the cleaning of the catch basins be awarded to Roto Rooter, 175 Main Street, Stoughton, Massachusetts at the rate of \$3.25 per basin. Unan.

Motion, CAH, second BOE that the PacMor Packer Body be sold to Robert Larter, Pond Street, Dunstable, Massachusetts in the amount of \$5,000. Unan.

Motion, CAH, second BOE that the pick up truck with radio and warning light be awarded to Allen Mello Dodge, Nashua, New Hampshire in the amount of \$9,796.83. Unan.

Motion, CAH, second BOE that the bid for the Sander be awarded to J.C. Madigan, Harvard, Massachusetts in the amount of \$9,600. Unan.

Motion, CAH, second BOE that the bid for the reconstruction of Graniteville Road be awarded to Bell and Flynn, Stratham, New Hampshire in the amount of \$84,412. Unan.

Motion, CAH, second BOE that the bid for the 1975 Ford Truck with Sander not be awarded.

Discussion: The Selectmen stated that they did not feel that the bid received is high enough and that it would be more reasonable to keep this piece of equipment and use it for parts. The Motion was called and passed unanimously.

Motion CAH, second, BOE, unan. approval to instruct the Mass. Electric Company to install a 4000 lumens streetlight on Pole MECO #133/2 at the corner of Oriole and Sunset Avenue.

Streetlights

Motion CAH, Second BOE, unan. to instruct the Massachusetts Electric Company to upgrade the streetlight on Pole MECO #81/35 to 4000 lumens and that a 4000 lumens streetlight be installed on MECO Pole #32 and MECO Pole #29 and that the existing light on MECO Pole #24 be upgraded to 4000 lumens.

BOE asked Mr. Harvey if negotiations that he is involved with require any action on the part of the BOS and Mr. Harvey replied that he has met with some people and gave them some additional time to make decisions. He said that he is not prepared to make a recommendation at this time and he thought the BOS should sit on matters for at least another month and make final decisions at that time.

New Business

Motion CAH, second BOE, that the Board adjourn to Executive Session to discuss several cases of pending litigation. Roll Call Vote was as follows: CAH-Aye; BOE-Aye; PCH-Aye; DJR-Aye.

Adjourn to
Exec. Session

The Board returned to Open Meeting at 10:30 p.m.

Return to
Open Meeting

The Board made the following announcement: On June 27, 1982 a person being held in custody of Chelmsford Police Department died in his cell - apparent cause of death was Suicide. Proper procedures had been followed by Chelmsford Police personnel. The incident has been investigated and a continuing investigation is being held by the District Attorney.

Classification of Town Streets - Paul C. Hart spoke about problems in Town with Streets that have not been accepted and trying to do any work on them. Paul said he was referring to streets, such as Fletcher Street, that have been existing ways for some time.

Motion, PCH, Second CAH, unan. to authorize Norman E. Thidemann to come up with some kind of a classification procedure that would allow streets that have been around for a long time to be classified so the Town could do work on them.

Mr. Hart mentioned the air conditioners for the Selectmen's Meeting Room and the many insects that were coming in from the open windows.

Motion, PCH, Second BOE, unan. to make screens right away for the Selectmen's Meeting Room windows.

Drug Abuse Committee - Mr. Hart stated that it has been some years since we had a Drug Abuse Committee and he believes that the Drug Problem is as bad as it ever was in Town.

Motion, PCH, second BOE unan. that the Board of Selectmen go on record as taking a strong stand in opposition of any kind of drug use in the Town of Chelmsford and inform the Police Dept. that we want to see a strong move to enforce all laws that we have available to try to combat the sale of

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drugs to children and adults and that we also have a meeting in the near future with proper people in the School Dept., the Police Dept. and with the Board of Selectmen to have an informative discussion of drug problems in the Town of Chelmsford at this time.

at 10:46 p.m. Motion CAH, second BOE, unan. to adjourn the meeting.

For the Board of Selectmen, by

Euclid L. Newman



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TOWN OF MILFORD
MARY E. ST. HILAIRE
TOWN CLERK

Members Present	Regular meeting of the Board of Selectmen held July 19, 1982. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson, Miss Towle and Mr. Hart. Chairman Ready called the meeting to order at 7:30 p.m. Executive Secretary Norman Thide-mann was also present.
Approval of Minutes	Motion CAH, second BOE, unan. to approve the minutes of the June 28, 1982, both Regular and Executive Sessions.
Board Member Reports	Under Board member reports, CAH reported that the Highway Dept. has started having catch basins cleaned, at the rate of app. 80 per day. BOE reported that the Town Hall Restoration Comm. had met with the architect last week and had gone over the project manual and floor plans - the basement partitions will be left for now, the first floor will be left as offices, with the Treasurer's Office being replaced with a stairway, and that on the second floor all partitions have been removed, and that the bulk of the money will be spent on this level, to restore the stage, etc. There is some concern about use of the first floor - that it may have to be leased out as offices, etc. for business and profess- ional use. Marie Geary said the Cultural Council will forward any letters of interest they have received. PCH discussed the report from the Ex. Sec. re air conditioners, etc. for the BOS meeting room, and asked the Ex. Sec. to determine the exact amount of money left in the account. NET said there is app. \$5/6000 left, and that the building has been accepted in the sense that final payment has been received from the EDA and the audit completed, and that the BOS can formally accept the building at a later date. PCH requested that before this is done he would like to get input from other offices, are they satisfied, etc.
Mtg. with Mr/ Mrs. Paul Kas- ila re purchase of Town-owned land	At 7:45 pm the Board met with Mr. and Mrs. Paul Kasila, who would like to purchase a piece of Town-owned land abutting their property on Monmouth Street, off River- neck Road. The Chairman told them to obtain 2 appraisals from a list supplied by the BOS office, and then an article will be placed on the warrant for the next Annual Town Meeting, and they will have to explain the article to the Townspeople.
Member Reports	Under member reports, DJR reported that he had received several calls over the weekend regarding Crystal Lake, whether lifeguards were present or not even though the beach was closed. and that there seems to be a problem with the chain of com- mand. Motion CAH, second BOE, unan. to send a letter to the RecComm, asking who is responsible for the lifeguards, and asking them to send a list of the lifeguards and their hours to the BOS office each week.
Appointment - Board of Regi- strars	Motion CAH, second BOE, unan. to appoint Richard F. Burtt, Jr., 15 Stonehill Road, to fill the unexpired term of Herbert Bennett on the Board of Registrars.

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1770

The Board then made annual appointments to Boards, Committees and Commissions.

Annual
Appointments

Board of Appeals: motion BAT, unan. to reappoint Florence Kelley. Motion BAT, unan. to appoint alternate Thomas Welch to replace Carolyn Bennett. Motion PCH to reappoint Denis Valdinocci and appoint Robert Scharn and Harold Organ as the 3 alternates for 1-year terms.

Cable TV: CAH requested a Hold

Civil Defense: PCH requested a Hold

Cultural Council: BOE requested a Hold.

Conservation Commission: motion PCH, unan. to reappoint Henry McEnany and Charles Galloway. Motion CAH, . . . to appoint John Scott, 13 South Row Street, to replace George LeMasurier. Motion BOE to appoint Priscilla Johnson. Vote was: CAH- Scott; BOE-Johnson; BAT-Scott; PCH-Scott and DJR-Scott.

Motion OCH, unan. to re-appoint all committees on which there are no questions.

Council on Aging: PCH, unan. move to reappoint.

Council for Children: BOE, move to re-appoint Alice Gossett, unan.

Energy Advisory Committee: BOE, move to appoint the Board of Selectmen as members of this Committee, unan.

Facia Loan Advisory Committee: reappoint - unan.

Fence Viewers: reappoint - unan.

Fourth of July Committee: motion BOE to combine the 4th of July Committee with the Town Celebrations Committee and call it Town Celebrations, unan. Motion BOE that the Chelmsford Lodge of Elks be established as a committee to be responsible for the 1983 4th of July Parade, unan.

Motion BOE, second CAH, unan. to write a letter of thanks to the Elks for the good job they did at the 4th of July Celebration.

Hazardous Waste Advisory Comm: reappoint - unan.

Historical Commission: find replacement for Julian Zabierek

Historic District Commission: motion BOE, unan. to appoint alternate Harold Davis to replace Jeanne Parlee.

Home Rule Advisory Comm.: reappoint - unan.

Industrial Development Commission: motion BOE to follow the Chairman's recommendation and reappoint all members except Patrick Wood and George Parrent.

Insurance Advisory Committee: reappoint - unan. Appoint Kim MacKenzie to replace John Gervais.

Memorial Day Committee: reappoint - unan.

Recreation Commission - reappoint - unan.

School Building Committee: motion BOE to abolish. Motion PCH, unan. to Hold until we find out if this requires Town Meeting Action.

Senior Citizens' Drop-In Center Committee: reappoint - unan.

Sign Advisory Committee: reappoint Jean Rook and Deborah Dion - unan.

Town Celebrations Committee: reappoint all members plus members of the present 4th of July Committee not currently on this committee.

Town Hall Restoration Committee: reappoint - unan.

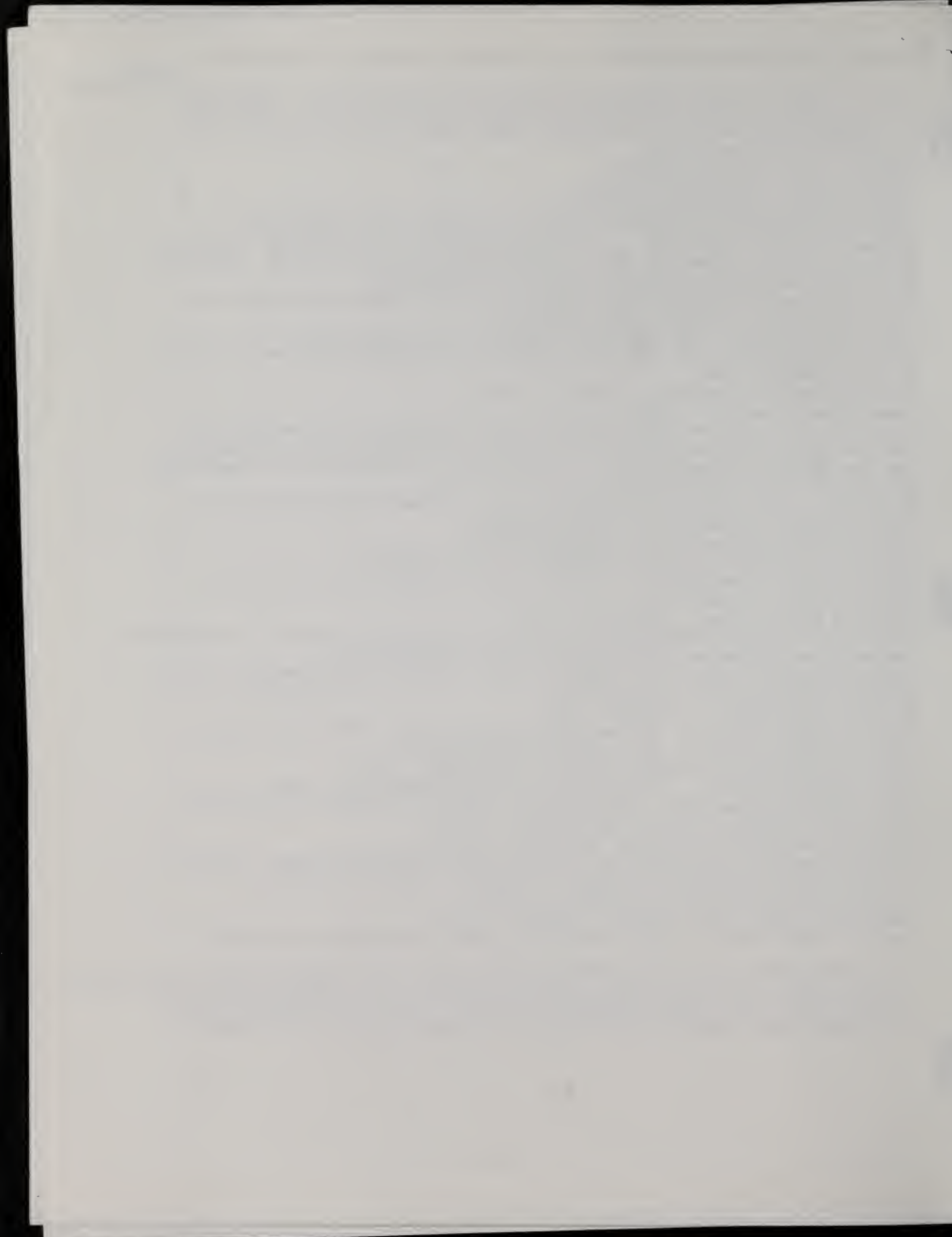
Veterans' Emergency Fund Committee: reappoint with following changes: Precinct 2: Russell S. Butterfield; Precinct 8: Herbert T. Knutson; Precinct 11: Harold C. Giffin; Precinct 12: Robert T. Clough.

Committee to Update Town History: reappoint - unan.

Special Police Officers - Westford Police: appoint list submitted by Chief.

Under New Business, motion BOE, second CAH, unan. that a new Cultural Council be appointed at a later date after sending invitations to all cultural and civic groups asking for the names of residents willing to serve on the Cultural Council. Mr. Emerson read a statement of his reasons re reorganization of the Council.

New Business



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Dog Hearing -
George Merritt
93 High St.

At 8:15 p.m., a Dog Hearing was held against a dog owned by Mr. and Mrs. George Merritt, 93 High Street. The hearing was requested by J. P. Gravell, 89, High St. Those who were to testify were sworn in by the Chairman. Mr. Gravell complained that the dog is a nuisance by continually barking when he is chained, and when he is loose, he is in the Gravells yard harassing them. Mr. Merritt claimed that the dog is chained 90% of the time. Frank Wojtas, Dog Officer, said he has had no other problems with the dog - that he is licensed and not running loose on the street. After discussion between the parties involved, the Board stated that there seems to be more involved than just a dog, and they hope the two families can work out their differences. BOE said that the Board expects both parties to adhere to the law re dogs being leashed, barking and trespassing and to what they have to do so that the complaint won't come back to the Board again. Motion BOE, second CAH, to take no action at this time. Vote was 4 in favor, 1 opposed (PCH).

Appointment of
Assessor

The Board then met with Assessors Janet Lombard and Ruth Delaney for the purpose of appointing a part-time Assessor to replace Victor Stewart, who resigned. Ms. Lombard nominated James McBride, seconded by Mr. Hart, and the vote was unanimously in favor of appointing Mr. McBride.

Appt. - Police
Sgt.

Motion CAH, second BOE, unan.: to appoint Francis J. Roark as Sergeant in the Police Dept.

Unfinished
Business

Motion CAH, second BOE, unan. to accept the \$500 payment in lieu of taxes from the Robert F. Kennedy Action Corps on behalf of the Town, with a letter of thanks.

Motion CAH, second BOE, unan. to petition the DPW for a Stop Sign to be installed at the intersection of Jordan Road and Crooked Spring Road.

New Business

Under New Business, PCH moved that the Ex. Sec. look into having street lights installed on Lovett Lane, and also the noise factor from Fletcher's Quarry - whether it will require friendly or legal action to cut down on this noise. Motion was seconded by BOE, unan.

BOE indicated he feels there is need for a meeting of the Town Celebrations Comm. and the Elks 4th of July Parade Comm. with the Ex. Sec. and himself as BOS liaison. Other Board members will be welcome to attend the meeting.

Under Press Questions, BOE and Marie Geary, Chelmsford Newsweekly, had further discussion re the reorganization of the Cultural Council.

Adjourn to
Ex. Session

At 9:15 p.m. motion BOE, second CAH, to adjourn to Executive Session to discuss strategy with regard to collective bargaining. Roll Call vote was as follows: CAH-Aye; BOE-Aye; BAT-Aye; PCH-Aye; DJR-Aye.

For the Board of Selectmen, by

Indira E. Carter



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Regular meeting of the Board of Selectmen held August 16, 1982. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson, Miss Towle and Mr. Hart. Norman E. Thidemann, Executive Secretary, was also present. Chairman Ready called the meeting to order at 7:30 p.m.

Members
Present

Motion CAH, second BOE, unan. to approve the minutes of the July 19 meeting, regular and executive sessions.

Minutes
Approved

Motion CAH, second BOE, unan. to proclaim September 8, 1982 as National Cancer Day in Chelmsford..

Proclamation

Under Members Reports CAH reported that the Highway Dept. has completed work on Carlisle St. and that other streets are being oiled and tarred. DJR mentioned the sidewalk over the brook in the center, and CAH said this will be taken care of.

Board Members
Reports

The Ex. Sec. reported that the office has received a letter from New England Telephone stating that the 251 exchange should have new equipment by Dec., 1983, 9 months earlier than anticipated. He also said that we have written to the DPU requesting a formal hearing, and they will notify us of the date. The Ex. Sec. reported that rules and regulations regarding raffles and bazaars will be included from now on with 1-day liquor licenses, and that state law limits Las Vegas nights to 2 per year for churches.

Ex. Sec. Report

Motion BOE, second BAT, unan. to grant a 1-day beer and wine license to the Holy Trinity Armenian Church of Greater Boston to be held at St. Vartanantz if St. Vartanantz agrees to count this license as one of their 5 allowed for the year; otherwise to deny the license.

1-day Beer &
Wine License -

Motion BOE, second CAH, to lift the moratorium on allowing New England Telephone to install new telephone poles and lines in Town, in view of their increased cooperation re the 251 exchange. Vote was 3 in favor, 2 opposed (DJR and BAT).

Lifting of
Moratorium on
Telephone Co.

Atty. Joseph B. Shanahan, Jr. was present for a Public Hearing on the application of Howard Johnson's seeking a change in floor plan on their All Alcoholic Common Victualler's license. He indicated that seating will be increased from 160 to 236, the motor lodge will be increased in size, and a \$475,000 sewage treatment plant installed. He presented 8 out of 11 Return Receipt cards notifying abutters and said that they have already been to the Board of Health, Conservation Comm. and Planning Board for Site Plan approval. They have also filed for an entertainment license, which will include a TV at the bar and occasional live entertainment with dance/background music. John Kelly, Jr. rep. Roslyn Shops, owner of HoJo's stated that they will stop serving liquor by 2 am as stated on their current license and the bar will be closed off, although they may use the lounge for serving food. CAH asked for a Personal Hold until the next regular meeting so Board members will have time to over the material presented by Mr. Shanahan. Mr. Shanahan requested the Board to act tonight, since the process of final approval from the ABCC is lengthy, and grant approval pending final inspection by the BOS. BOE said he would support the approval because of their track record. PCH said he would oppose it, when the hours for serving food go beyond the hours for serving liquor. No one Present spoke in favor. Dorothy McNulty, 188 Chelmsford Street, objected to the entertainment license, saying it doesn't belong in a residential neighborhood. George Hedrick questioned the noise factor, stating that the parking lot is noisy now, and he doesn't want his property to go down in value, and would like to be guaranteed that there will be no more noise. Brian Ireland, 184 Chelmsford St., is opposed to the entertainment license because of the noise factor, as is Carol Alexander, 9 Stedman Street. Mr. Shanahan reminded these people that that side of Chelmsford is zoned for Commercial use.

Public Hearing
Howard Johnson's
Increase in
Space

Dog Hearing -
Fennelly

This matter will be placed on the agenda for the Board's vote at the Sept. 13 meeting.

Chairman Ready then swore in those who wished to testify at the Dog Hearing re the dog owned by Mr. and Mrs. Fennelly, 16 Gary Rd. The Fennellys were not present at this hearing. Mr. Ready noted that a hearing had been held a few months ago, but that the William Peters, 1 Kristin Drive, had registered more complaints with the BOS office. Atty. Philip Shay, representing the Peters, said that the dog has made Mrs. Peters so nervous that she is undergoing counselling, and that the Fennellys have not complied with the restrictions set forth at the last hearing. Under Chapter 140, Section 157, the BOS can order the dog removed from Town. Dog Officer Frank Wojtas stated that this is the only complaint he has received about the dog, probably due to the fact that the Peters are direct neighbors. Atty. Shay said records indicate that the BOS has other complaints on file. The Ex. Sec. read a letter from Mrs. Jacqueline Fennelly stating why they would not attend the hearing.

Motion BOE to order the Dog Officer to remove the Fennelly dog from Town. CAH said he thinks the Fennellys should have the opportunity to do so. Motion BOE, second BAT, unan. that the BOS order the dog removed from Town, that the Fennelly be given 10 days in which to do so, and if they do not do so, the Dog Officer will remove the dog.

Mr. Harvey then stated that he would still request a Personal Hold on the Howard Johnson application.

Road Races -
Police Chief

Police Chief Raymond McKeon was present to discuss road races with the Board, indicating that due to the increased number of applications for these races, he is finding it hard to provide Auxiliary Police coverage, since most races take place on weekends and the volunteers on the Aux. Pol. have to put in many hours during the week and there are only 7 or 8 who can be counted on to work on weekends. Chief McKeon said he believes in races for charity, but can't guarantee complete police protection. The Aux. Police unit was discussed, with the Chief stating that members are issued uniforms and guns (after being trained in the use of guns) and many have been to the training academy. BOE suggested that they try to recruit new members and issue uniforms only. Chief McKeon suggested that they can urge these organizations to try "cross country" type races, or use the track at the High School. He did say that the Aux. Pol. will still cover the traditional Chelmsford Races - Elks, 4th of July, etc. and expressed concern about the pre BAA Marathon sponsored by the Walker Rodgers Post VFW. Motion PCH, second CAH, unan. that in the future the BOS will request organizations to pay any costs incurred with Police protection during road races.

1-day Beer &
Wine License

Albert Abrahamian was present requesting a 1-day Beer and Wine License for the Goutu Friendship Picnic at the Training School from 1 - 7 pm on August 29. Motion PCH, second BAT, unan. to grant this license.

1-day Beer &
Wine License

The Chairman of the Parish Council of St. Vartanantz Armenian Church was present to request a 1-day All Alcoholic License for their annual picnic on August 29th. Motion PCH, second BOE, unan. to grant this license, noting that this will be #2 out of 5 for the year. Mr. Ready then asked if St. Vartanantz would allow the license requested by the Holy Trinity Church of Greater Boston to be considered #3 for the year. Motion CAH, second PCH, unan. to approve the Holy Trinity license with the contingency that the Chairman will get back to this office with the vote of the St. Vartanantz Council as to whether or not they will consider this license as #3 for the year.

Public Hearing
Princeton
Lounge - Expansion of Premises

A Public Hearing was held on the application of the Princeton Lounge for an increase in floor space under their All Alcoholic Restaurant Common Victualler license. Atty. Shanahan and Bob and Gary White, the owners sons, were present to present the application. Mr. Shanahan said that they will square off the facade of the building, increasing the seating capacity, and will add a small function room with an emergency exit from the increased space. A new sub-surface sewerage

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system will be constructed. Mr. Shanahan stated that the Board of Appeals, Board of Health, and Conservation Commission have all granted approval of the addition. No one present wished to speak in favor of or opposition to this addition. CAH asked for a Personal Hold until the next meeting so that Board members will have time to go over the material presented by Mr. Shanahan. Motion BAT, second PCH, unan. that in the future when the BOS is holding a Public Hearing, that a copy of the application be mailed to each Board member at least one week prior to the hearing.

Attorney Shanahan then reported that the Meadow Lounge had promised the Board of Health that they would install a new septic system within 45 days, that this has been done and a Certificate of Compliance issued. He requested that a copy of the certificate be placed in the license file for future reference.

Report on
Meadow Lounge
Atty, Shanahan

Holly Brunelli and Mariam Ward from the Cultural Council each read prepared statements about the accomplishments of the council, and Ms. Brunelli's statement asked several questions of the Board. Chairman Ready told them that the Board will respond to the questions, that the Cultural Council was not dismissed but that members' terms had expired and the BOS voted to reorganize the Council. BOE said that the issues revolve around the restoration of the Old Town Hall, that at the Town Hall Restoration Committee at their meeting July 6 expressed concern about the lack of inquiries from cultural groups and requested the names of those groups that are interested from the Cultural Council and has had no response. He added that the BOS has voted to recruit a broader base of townspeople to pursue this, and asked that present members of the Council apply for positions on the new Council.

Mtg. with
Cultural Council

Under Unfinished Business, motion CAH, second BOE, unan. to appoint the election workers on the list submitted by the Ex. Sec.

Election
Workers Appt'

Motion CAH, second BOE, that the polls for the Sept. primary be open from 10 am to 8 pm. PCH opposed this and BOE withdrew his second. Motion CAH, second BOE that the hours be from 8 am to 8 pm. Vote was 4 in favor, 1 opposed (DJR).

Polling Hours
for Primary
Election

Motion PCH, second BOE, unan. to put any requests for street acceptance from the industrial park on Hold until we have the overall drainage plan of the entire park.

Unfinished
Business

Motion CAH, second BOE, unan. that the BOS approve the 1-day Beer and Wine license that was issued to the Irish American Club of Billerica at Camp Paul on Aug. 14.

Motion CAH, second BOE, unan. that Mass. Electric Co. be requested to install streetlights on Old Westford Rd. as recommended by the Safety Officer.

Motion CAH, second BOE, unan. that Mass. Electric Co. be requested to install streetlights on Manning Rd. as recommended by the Safety Officer.

Appointments to the CATV Commission: motion CAH, second BOE, that R. Ste. Marie, N. Locke, F. Cavallari and H. Witt be re-appointed and that John Magnasco be appointed to replace R. Arcand. Vote was 4 in favor, 1 opposed (PCH).

Motion PCH, second BOE, unan. that the amended CATV charter be adopted by the BOS.

New Business

Under New Business, BOE mentioned the small traffic island at the intersection of Dalton Rd. and Chelmsford St. and moved that the Ex. Sec. check with the Park and Highway Depts. about maintaining it. Motion seconded by CPH, unan.

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New Business

BOE asked Board members to consider changing the closing hours for establishments in town serving liquor from 2 am to 1 am, due to the new Drunk Driving Law, effective January 1, 1983, and to vote on this at the next meeting.

Motion BOE, second PCH, unan. that CAH be asked to investigate the use and storage of salt and sand, and also to look into the possibility of another access road to the Swain Rd. facility, as requested by Raymond Brown during the 7 - 7:30 session of the meeting.

BOE requested that the Ex. Sec. check with Lum's restaurant to see what they intend to do and ask them to return their Beer and Wine License if they are not going to use it.

Motion BAT, second BOE, unan. to ask CAH to check into the possibility of the Town erecting it's own Dog Pound and report back to the BOS.

PCH requested that the Ex. Sec. send an inquiry to Sen. Carol Amick as to why the speed limit signs on Billerica Rd. had been put up by the state but have since been removed.

Adjournment

At 10:00 pm motion CAH, second BOE, to adjourn the meeting. The vote was unanimous to do so.

For the Board of Selectmen, by

Idita E. Carter

Mo. Sept. 13 Regular meeting of the Board of Selectmen held September 13 1982 Members

Mtg. Sept. 13 Members Present	Regular meeting of the Board of Selectmen held September 13, 1982. Members present were: Mr. Ready, Mr. Emerson and Miss Towle. Mr. Harvey was not present due to illness in the family and Mr. Hart was detained on business. Norman E. Thidemann, Executive Secretary, was also present.
Open Session - Mobile Home Park	During the public session of the meeting the Board spoke with Pauline Taylor, James Penuel and Atty. Edward London, representing the DeCotis brothers, owners of the Chelmsford Mobile Home Park. BAT said she supports DJR's feelings on rent control - that she is in favor of it for the park. BOE said he is generally opposed to rent control, but feels it may be the only way to solve the difference between the owners and the two opposing groups in the park. DJR said that Town Counsel Harrington feels that Town Meeting action will be required to rescind or enact the rent control board by-law. Various methods of settling the differences were discussed - using the negotiating team set up in a contract signed last spring or establishing a rent control board for the purpose of arbitration. It was agreed that Atty. London will be invited to attend any meeting when the Board may be voting on the rent control issue. Chairman Ready called the meeting to order at 7:30 p.m.
Proclamations	Motion BOE, second BAT, unan. to proclaim September 11 as Writtle Association Day in the Town of Chelmsford. Motion BOE, second BAT, unan. to proclaim September 20 as Pop Warner Day.
Approval of Minutes	Motion BOE, second BAT, unan. to approve the minutes of the August 16 mtg.
1-day Beer & Wine License - Lowell Sports- men's Club	Motion BOE, second BAT, unan. to issue a 1-day Beer and Wine License and a 1-day Entertainment License to the Lowell Sportsmen's Club for September 26.

Howard Johnson's Application for an expansion of the premises and for an entertainment license. BOE stated that some Board members have reservations about an entertainment license with no restrictions, and Atty, Shanahan said his client would not want to cause any problems in the area and would withdraw this application. Unfinished Business

Motion BOE, second BAT, unan. to approve the requested expansion of Howard Johnson's Restaurant and to allow the applicant to withdraw his application for an entertainment license without prejudice.

Motion BOE, second BAT, unan. to approve the expansion of premises as applied for by the Princeton Lounge.

Under Board members reports, DJR reported that he knows of at least 2 petitions for articles on rent control - one is an article for the ATM to rescind the rent control by-law, and the other supposedly is a petition to call a Special TM to enact the rent control board. He also reported that he will respond to the questions raised by the Cultural Council prior to the next meeting of the Board. Member Reports

Motion BOE, second BAT, unan. to appoint Susan Parkhurst, 17 Arthur Street, Lowell, New as Junior Clerk in the Chelmsford Police Department. Business

Motion BOE, second BAT, unan. to request the Town Engineer to investigate the feasibility of putting a sidewalk on Davis Road, determine any land takings, if necessary, and to request the Highway Supt to prepare a cost estimate, and to have the Board submit an article for the next ATM on this.

Motion BOE, second BAT, unan. that two matters be brought to the attention of the manager of the Route 3 Cinema: 1. request that they not show previews of R-rated movies during the performance of G and PG movies, and 2. to control the admission of persons under 17 to R-rated films.

BAT requested that the Highway Dept. be asked to re-paint the crosswalk at the intersection of Dalton Rd. and Jensen Ave.

Motion BOE, second BAT, unan. to send a letter to Gov. King requesting that Police Chief McKeon be appointed to the Mass. Advisory Commission on Corrections.

At 7:50 pm the Chairman recessed the meeting until 8:00 pm in Room 204 with the Sewer Commission and the Board of Health. Recess until 8:00 pm

At 8:00 pm the Board met with the Sewer Commission and Board of Health. Sewer Comm. Chairman John Emerson introduced members of all Boards and turned the meeting over to engineers from Weston & Snapson, who have been conducting a study of wastewater disposal problems in the town. They explained that they have been surveying existing conditions throughout the Town, and the next step will be to evaluate and determine alternative solutions and also to prove that there is a need for some sewerage in the Town in order to qualify for any federal funds. Through a slide presentation they summarized the work that has been done to date and the results of surveys and interviews with Town residents. After the presentation by Weston & Sampson members of the audience asked questions regarding the cost of sewerage, the effect on undeveloped land in town, where the waste water will go, gray water recycling, etc. The engineers stated that the next step will be to look for alternative solutions, determine the cost, including grant funding, another public hearing, and then go to Town Meeting. Joint Mtg. w/ Board of Health and Sewer Comm.

Mr. John Emerson adjourned the hearing at 10:10 p.m.

For the Board of Selectmen, by

Judith E. Carter

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Members
Present

Regular meeting of the Board of Selectmen held Monday, September 27, 1982. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson, Miss Towle and Mr. Har Norman Thidemann, Executive Secretary, was also present. Chairman Ready called the meeting to order at 7:35 p.m. A moment of silence was held in memory of Florence Kelley and Louise Bishop.

Petition to
Call STM

James Penuel presented petitions from members of the Mobile Home Tenants Association requesting the Board to call a Special Town Meeting for the purpose of enacting rent control legislation. A second petition was presented asking that the Board of Selectmen support the rent control article at the STM. Atty. Edward London, representing the owners of the park, was present and said that his clients hesitate to go ahead with the work on the septic systems in view of these petitions, that the agreement reached between the owners and 240 tenants of the park is being violated. He requested a meeting between reps. of the Board of Health, BOS, owners and a small group of tenant reps, and stated that as of September 24th, there will be no further work in the park and he invites any local or state agency to take them to court. Mr. Ready stated that the signatures on the petition will be certified by the Town Clerk's office and the matter put on the Board of Selectmen's agenda. Mr. London said that the owners will go along with rent control if the majority of the park tenants want it.

Minutes
Approved

Motion CAH, second BOE, unan. to approve the minutes of the September 13th meeting

Ronald Breault and Edward Shultz were present requesting a Class II Auto Dealer's License for 123 Princeton Street. Mr. Breault said that he is purchasing the property pending the granting of this license. BOE requested a Hold on the matter until October 12, and the Board will request a recommendation from the Police Department.

New England
Telephone

Cindy Austin, rep. of New England Telephone, was present and gave the Board an update on progress in the 251 exchange. She also submitted a proposal from the phone com. which would be submitted jointly by the NET and the BOS to the DPU which would request the DPU to oversee the work being done by NET for the next 1½ years, and also to cancel the BOS request for a Public Hearing. CAH moved to lay the proposal on the table until the next mtg., second BOE. PCH amended by motion to not take off the table until after the DPU public hearing, second BOE, unanimous.

New England Tel.
Pub. Hrg. -
Hunt Rd.

George Gagan, NET rep. petitioned the BOS to lay conduit and buried cable to serve a new subdivision off Hunt Road. John Swiniarski, developer, said that there will be 9 new houses needing phone service. BOE stated that if this is denied it will hurt the subscribers, not the phone co. Kenneth Taylor, 14 Danforth Lane, asked if the phone co. could furnish a 3 - 5 year cable plan for the Town, and Mr. Gagan said he will leave construction plans with the BOS. Ed Hilliard and John Hanlon spoke against the petition urging the BOS to keep the pressure on the phone co. Motion PCH, second CAH, to approve the petition. Vote was 2 in favor, 2 opposed (BAT and DJR). BOE did not vote on this petition. Motion failed.

New England Tel.
Pub. Hrg. -
Groton Rd. and
Newfield St.

Mr. Gagan then petitioned the Board for permission to lay conduit and buried cable on Newfield St. and Groton Rd. in anticipation of the new switching equipment. No one spoke for or against this petition. Motion CAH, second BOE, to approve this petition. Vote was 3 in favor, 2 opposed (DJR and BAT).

New England Tel.
Pub. Hrg. -
Central Sq. and
Alpha Ind. Park
Areas

Mr. Gagan then petitioned the BOS for permission to lay conduit and buried cable and manholes on North Rd., Central Sq., Billerica Rd., Alpha Rd., Turnpike Rd and Elizabeth Drive. This work will improve facilities in this section of Town and allow for new installations in the industrial park. Ed Hilliard and John Hanlon were opposed to this petition which would allow the installation of more new phones. Mr. Gagan said they would be starting this project soon and hope to finish it this year. Any sidewalks torn up will be replaced in their entirety. Motion CAH, second BOE, to approve this installation. Vote was 3 in

favor, 2 opposed (DJR and BAT). Motion PCH to amend the first motion by adding the stipulation that all work is to be done to the satisfaction of the Highway Supt., second CAH, unan.

Mr. Gagan petitioned the BOS to allow the installation of conduit and buried cable on Tyngsboro Road, North Chelmsford, to tie together the North Chelmsford and Tyngsboro Offices. Motion CAH, second BOE, to approve this petition. Vote was 3 in favor, 2 opposed (DJR and BAT).

New England
Tel. - Tyngs-
boro Rd.

Reps. from Oneida Motor Freight were present to request a transfer in the Gasoline Storage License at 14 Progress Ave. from Aetna Cartage Co. to Oneida Motor Freight. They explained that although the Aetna license lists 40,000 gals. storage underground, the additional 2 tanks were never installed and thus the present storage underground is 20,000 gallons. Motion CAH, second BOE, unan. to approve this transfer.

Transfer of
Gas. Storage
Oneida Motor
Freight

John D. Hallberg, Jr. was present to request the transfer of the Gasoline Storage License at 60 Richardson Road from Andrew Boumil to Mr. and Mrs. Hallberg. Mr. Hallberg told the Board that the capacity of the tank is 5,000 gallons and this portion of the land is not under question by the Conservation Commission. DJR requested a Hold on this until the October 12 meeting, and requested that the office write to the Conservation Commission asking if they would have any problem with the transfer of the license.

Hallberg - Itg
Gas Storage
License - re
Richardson R

Edward Jarvis requested a Common Victualler's license for 11 and 12 Elizabeth Drive, which is a cafeteria for Wang employees. He told the Board the cafeteria has been there for app. one year, and at the present time the food is being prepared in Lowell. Motion PCH, second BOE to approve the application subject to a determination that the area is properly zoned. Vote was 3 in favor, 2 abstentions (DJR and BAT).

Common Vict.
License - Wang
Cafeteria

Atty. Joseph B. Shanahan, Jr. was present to request the transfer of the Class II Auto Dealer's License at 180 Middlesex Street from Arnold S. Katz to Trans-European Automobiles. PCH moved that since the owner of both corporations is the same person that a police check be waived, seconded by CAH, unanimous. Mr. Shanahan told the Board that his client wants to set up a corporation with the selling of used cars as the principle business, and that they want to 1. transfer the license and 2) request that the restrictions on signs be amended so that a sign may be put over the back door of the building indicating that used cars are being sold, to comply with the Registry of Motor Vehicles regulations. Motion CAH, second BOE, unanimous, to transfer the license and to amend the sign restrictions to allow one sign over the back door.

Transfer of
Class II Auto
Dealer's Lic.
Katz, 180
Middlesex St.

A discussion was held re closing liquor establishments at 11 am rather than the current 2 am. BOE expanded the discussion to include opening at 11 am rather than 8 am, and said that most owners in Town have told him that 1 am is fine with them, and that some of the surrounding towns are interested in changing to 1 am.

Hours for
Liquor Establish-
ments

Atty. Joseph Shanahan said he is representing the American Legion Post 213, Banqueteer, Princeton Lounge, Mai Kai, Glenview and Meadow Grille, all of whom are very concerned and opposed to the 1 am closing, although none of them would be concerned about opening at 11 am. He pointed out that there must be a Public Hearing before the Board can vote to decrease the hours (under Chapter 138, MGL.) that most of the major CVL holders in Town are undergoing major expenses with septic system repairs, and other major renovations, and that closing 1 hour earlier than surrounding towns could lead to the cancellation of many functions. He concluded by stating that the establishments he represents would endorse the 1 am closing if they could remain competitive with other Towns, and asked that the Board do legislative lobbying with the neighboring communities before penalizing local businesses.

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BAT indicated that there is a very short time frame, with liquor licenses due to be renewed before the end of the year and recommended writing to the ABCC for the effects of statewide early closing hours, and PCH suggested going through the Mass. Municipal Assoc. to petition the ABCC to consider changing the hours statewide.

Motion BOE, second PCH, unan. that the BOS vote to support the concept of closing at 1 am and opening at 11 am and inviting surrounding communities to do the same and to go to the ABCC through the Mass. Municipal Association.

Mtg. with FinCom
FY 84 Policy

The Board then met with the Finance Committee to discuss policy for FY84. Chairman George Ripsom said that they are sending out budget and article instructions the first of October, requesting that all articles be submitted by Jan. 4, 1983 and that a summary of the article by the submittee and a recommendation by the BOS be ready by March 15, to avoid "Recommendation at Town Meeting" in the Warrant books.

Motion PCH, second BAT, unan. that the BOS policy will be that no articles will be accepted for the 1983 ATM after Jan. 4, 1983.

Mtg. w/School Comm
and Cable TV Comm
re CATV equipment

A meeting was held with the School Committee and Cable TV Committee to discuss where the equipment from Lowell Cable is going to be used. Dick Ste. Marie, Cable TV Chairman, stated that at the end of August they had app. 3500 subscribers and are now doing multi-family dwellings and subdivisions with underground wiring. The Cable TV Commission recommends that the BOS accept the School Dept. proposal to locate the TV studio at the High School. Kenneth Taylor, School Comm. Chairman, stated that they don't think they will require any additional funds to run this studio, and if they do, they will go to ATM for it. Much discussion followed. Motion BOE, second BAT, to follow the Cable TV Committee's recommendations. Vote was 3 in favor, 2 opposed (CAH and PCH).

Board Member
Reports

Under Reports, CAH reported that he has heard from Steve Wojcik, Architect, and the plans and specs for the proposed dog pound will be ready for the October 12th meeting. He also reported that Raymond Brown, Swain Road, met with Harold Gray to discuss alternate routes into the dump for Sanders. BOE reported on the Old Town Hall that the final plans should be ready by the next meeting, that two tenants have taken space and Town Counsel is preparing the leases. BAT asked if the Board still intending to use the second floor of the Old Town Hall as a Cultural Center, and BOE said that space is still available for cultural events.

New Business

Under New Business the Board agreed to send a letter to the City of Cambridge indicating that the Town supports any action they should take re local control of city property - first refusal, etc. on the old Courthouse which the County Comm. were reported to have sold. The Board would like to see it sold to the highest bidder and would support Cambridge in any court action, etc.

Motion PCH, second BOE, unan. to permit the JayCees to use the gym for their Haunted House Halloween project, subject to restrictions set by the Supt. of Public Buildings.

Infinished
Business

Motion BOE, second BAT, unan. that Mrs. Paula Rogers, 1 Blacksmith Road, be appointed Senior Clerk in the Police Dept. at the stated union rate.

Motion CAH, second BOE, unan. to reappoint all present members of the Civil Defense Committee and to appoint Kathy Brough, 14 High St., to the Committee.

Motion PCH, second BAT, unan. to approve the acceptance of Lovett Lane as an accepted Town street subject to the approval of the Supt. of Streets.

Motion CAH, second BOE, to request Mass. Electric to install 4,000 lumen street lights at the following locations: Gristone Rd. - MEE Pole #2; Murray Hill Rd. Mee Pole #355/1; and Lovett Lane - MECO Pole #614/1, MECO Poles #3,7, 10,13, 16, 19, 22 and 26.

Unfinished
Business

BAT requested that the Bldg. Insp. send a report in writing relative to any zoning violations on the Pare property, 5 Brick Kiln Road. She wants a copy of that letter and a copy of street acceptance procedures sent to Mrs. Isabelle Gonsalves.

New Business

BAT requested that the Tree Warden be asked to check tree limbs on wires between #s 6 and 8 Albina Street, and cut them down if necessary.

At 11:30 pm, motion BOE, second CAH, unan. to adjourn the meeting.

Adjournment

For the Board of Selectmen, by

A. L. L. r. O. L.

Attorney Joseph Shanahan was present to represent Howard Johnson's Restaurant on its request for an Entertainment License. Mr. Shanahan indicated that the Plan had been submitted to the Police Dept. and that the Chief has indicated

Howard Johnson

Walter E. Carter

Regular meeting of the Board of Selectmen held Tuesday, October 12, 1982. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson, Miss Towle, and Mr. Hart. Norman Thidemann, Executive Secretary, was also present. Chairman Ready called the meeting to order at 7:30 p.m.

Members
Present

A Proclamation was issued proclaiming the week of October 18 through Oct. 23, 1982 as the League of Women Voters Week. Barbara Langworthy was present to accept. Motion, CAH, sec. BOE, unan. declaring this week League of Women Voters Week, in Chelmsfd. A Proclamation was issued proclaiming October 24, 1982 as United Nations Day. James Brough, the Chairman representing Chelmsford was present and accepted the Proclamation stating that it was a privilege to help the Town and perhaps the Country. Motion CAH, sec. BOE, unan that Sunday, October 24, 1982 be declared United Nations Day in the Town of Chelmsford.

Proclamations

Motion CAH, sec. BOE, unan. to approve the Minutes of the September 27, 1982 Board meeting (regular and executive).

Approval of
Minutes

This office was notified late in the day that the request for a 1-Day Liquor License was withdrawn since the planned activity had been cancelled.

St. Vartanantz
Church

Attorney Joseph Shanahan was present representing the Sherwin Williams Co. on their application for the storage of 7,500 gallons of Class A, B and C Flammable Materials on the premises at 103 Drum Hill Road. The Return Receipt cards signed by the abutters and the white postal receipts were presented by Atty. Shanahan at this hearing. He stated that Arnold Katz is the owner of the shop at 103 Drum Hill Road. Mr. Kalish, the Manager of the shop was also present. Atty. Shanahan indicated that the Fire Chief has reviewed the plan and has signed the application but asked that the License not take affect until the Storage Room and Sprinkler arrangement as approved on the Plan are completed. Motion CAH, sec. BOE, unan. to approve the application of Sherwin Williams Co. for storage of flammable materials on the premises at 103 Drum Hill Road subject to the final alterations being completed to the satisfaction of the Fire Chief.

Sherwin
Williams Co.

Attorney Joseph Shanahan was present to represent Howard Johnson's Restaurant on its request for an Entertainment License. Mr. Shanahan indicated that the Plan had been submitted to the Police Dept. and that the Chief has indicated

Howard Johnson

his approval. When questioned by an abutter at the meeting, Atty. Shanahan assured all present that the live entertainment will not be heard outside the exterior walls of the building, and that his client would comply fully with the requirements of Chapters 138 and 140 of the MGL and Section 324I of the local Zoning By-Laws. Sel. Emerson commented on the many years that the applicants have operated Howard Johnson's without a blemish and that they have been a credit to the community. Sel. Hart stated that he still had a problem with the application, although we know the qualifications of the people who run the property, we must be aware of the fact that Howard Johnson's has become a place to go late in the evenings for breakfast, and with a large crowd going to Howard Johnson's, Sel Hart was concerned about traffic problems. Motion CAH, sec. BOE to approve the Weekday and Sunday Entertainment License for prerecorded music and television each day of the week, including Sunday between the hours of 11:00 a.m. and 1:00 a.m. and live music each day of the week, including Sunday between the hours of 5:00 p.m. and 1:00 a.m. Vote 4-1 in favor. Opposed (PCH).

N.E. Tel. Pet.
buried cable on
Littleton Rd.

Mr. George Gagan, representing the N.E. Telephone Company was present at this hearing and explained the request from N.E. Tel for permission to lay buried cable on Littleton Road. The Sel. asked Mr. Gagan to check with the Highway Dept. re: deadline in Chelmsford on when the streets can be opened. No one spoke for or against the Application. Sel. Towle stated that she, along with the Chairman, has been denying requests for additional poles from the Tel. Company and they have been requesting the DPU for a hearing re: the 251 service, hoping to effect an early hearing date, but so far a hearing has not been scheduled and Sel. Towle indicated that she would vote in favor of the request. Sel. Hart thanked Sels. Towle and Ready for putting the people first. Motion, CAH, second BOE to approve the application of the New England Telephone Company for buried cable on Littleton Road, unan.

Atty. Garragher
re: laying of
buried cable on
Hunt Road

A petition of the N.E. Telephone and Telegraph Co. to lay and maintain 40 feet of conduit and 60 feet of buried cable under certain portions of Hunt Road, Chelmsford was denied by the BOS at its meeting on Sept. 27, 1982. Atty. Carragher, representing Oak Knoll Realty was present at this hearing. His client is putting in the subdivision off Hunt Road and Oak Knoll Realty cannot sell houses at this location without full service. Motion BT, sec. PCH to approve the Petition of the N.E. Telephone and Telegraph Company to lay 40 feet of conduit and 60 feet of buried cable under certain portions of Hunt Road. Discussion: Sel Harvey asked for an opinion from Town Counsel whether or not another Public Hearing was necessary. Vote 4 in favor. (No vote - BOE).

Motion BT to send another letter, Registered Mail, to the Department of Public Utilities requesting an early date for a public hearing on the 251 phone service. Sec. PCH, unan.

Adjourn to Exec.
Session

Motion PCH, Sec. BOE, that the Board adjourn to Executive Session to consider purchase, exchange, lease or value of real property. Roll Call Vote was as follows: CAH-Aye; BOE-Aye; BAT-Aye; PCH-Aye; DJR-Aye.

Return to Open
Meeting

The Board returned to Open Meeting at 8:45 p.m. The Chairman stated that at previous meetings the Boy Scouts had indicated that they wished to purchase the East School. The Board of Selectmen asked them to obtain appraisals and they are as follows: Ken Harkins - \$10,000; Atherton Appraisal Assoc. \$28,000. He indicated that the Board of Selectmen has voted to put an Article in the Annual Town Warrant for the sale of the East School to the Boy Scouts for the highest appraisal of \$28,000, to be paid at one time.

Princeton Lounge
pledging of Liquor
License

Atty. Joseph Shanahan was present representing the Princeton Lounge on their request to pledge their Liquor License and also the Capital Stock for a loan to repair the septic system at the Princeton Lounge. Atty. Shanahan assured the BOS that the granting of permission to his client to pledge his

liquor license and the capital stock in no way excerpts the control of this license by the licensing authority. Atty. Shanahan said that the loan would be used exclusively for the repair and installation of the septic system and will not be tied to any construction on the premises. Sels. Hart and Emerson asked for documentation from the lender that the money would only be spent on the septic system. Atty. Shanahan said that this would not be a problem.

Motion CAH, sec. BOE, unan. that the Board approve the pledging of the Princeton Lounge Liquor License and Capital Stock.

The Architect, Stephen Wojcik, was unable to attend this meeting. However, Sel. Harvey explained that inasmuch as the dog pound that we presently have is located on the property of the resigned assistant Dog Officer and she would like to get rid of the dog pound on her property as soon as possible, the Board of Selectmen engaged Mr. Wojcik as architect for a new dog pound. Mr. Harvey had a sketch from the architect and he explained the construction to all persons present. He said that the Selectmen are proposing to build the dog pound on town owned land on Richardson Rd. at the Highway Department and that the zoning is in compliance. The cost for the structure will be available in about a week, and that the Executive Secretary will be sending out letters to abutters to the property in the near future and a meeting will be scheduled with interested abutters. No plans for the old Town Hall were discussed.

Motion CAH, Sec. BOE, at 9:07 p.m. that the Board adjourn to Executive Session to discuss strategy with respect to collective bargaining. Roll Call Vote was as follows: CAH-Aye; BOE-Aye; BAT-Aye; PCH-Aye; DJR-Aye.

The Board returned to Open Meeting at 9:25 p.m. Chairman Ready asked if there were any press questions. There were none.

Chairman Ready stated that Mrs. Pauline Taylor has requested time in front of the Board to discuss something pertinent to the Mobile Home Park and that he will allow anyone to speak who wants to, but Ch. Ready asked that each person only speak once and not repeat themselves.

Mrs. Taylor asked the BOS to not support Section 3 of the Article submitted by the Tenants Association for the Special Town Meeting. This Section calls for rolling back the rent at the Mobile Home Park to a June, 1981 level. She asked the BOS to support the contracts that were signed last year by the tenants of the Park. Copies of this contract were submitted to the BOS by Mr. James Donahue.

Attorney London was present and submitted a letter on behalf of his clients, the owners of the Mobile Home Park in opposition to the STM Article dealing with rent control. He stated that Mr. Penuel from the Tenants Assoc. had signed the contract that stated that if the owners of the Park put in a septic system, Mr. Penuel would pay the \$149.00 asked. The tenants accepted the cost of amortizing the system. He asked the BOS to invite Town Counsel's opinion regarding the STM Article. He further said that his client did not have any objection to a Rent Control Board, but they do object to any rent control that rolls back the rent to June of 1981. He also pointed out that the Atty. General has the final say. Ch. Ready asked Atty. London if the tenants were, in fact, honoring the agreement and paying the \$149.00. Atty. London stated that 99% of the tenants were honoring the agreement and the remainder are receiving eviction notices. Atty. London also stated that the owners have not ceased putting in the septic system, they have had to stop some of the work since they are waiting for parts. Atty. Richard Sterling was present at the request of the Tenants Assoc. membership and said that they want a rent control board. Tenants in favor of the Rent Control Board, Violet Stone and Sue Johnson stated

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Arch. S. Wojcik re:
1. plans for
prop. Dog Pound
& 2. plans for
old Town Hall

Adjourn to Exec.
Session

Return to Open
Meeting

Discussion of
Trailer Park
Article

88
that it was not feasible to roll the rents back to \$90.00 - the Assoc. wants a good septic system to take care of the people already living in the Park.

Sel. Emerson said that he was confused. He said, "Is it fair to assume that some of the people who signed the Petition for Special Town Meeting maybe did not understand the ramifications of it?" He then asked Atty. London and Atty. Sterling, "Between the two of you, you represent a majority interest of park residents and the owners and if it was up for a vote tonight - rent control, yes, rent control, no, which way on behalf of your clients would you vote?" Atty. London said that he would vote Yes, but with the section dealing with the roll back of the rents, he would vote No. He again said that, although his clients are against rent control, they recognize the writing on the wall. Atty. Sterling said that he would vote for rent control. He further said he does not feel it is a political reality, but he does feel that it is in the Town of Chelmsford with respect to the Mobile Homes.

Sel. Hart asked, "Would it be unfair to ask a question of both parties - that they work together to take a vote of all owners of trailers and give the Board an authorized listing, made available at Town Meeting, of who is in favor and who is not in favor." Neither of the attorneys could promise to come up with an authorized listing. Some discussion followed whereby both sides claimed to have the majority with them. Sel. Hart indicated that he did not feel he could vote either way since they could not give him an answer.

Sel. Harvey indicated that back some time ago this Board supported going to Town Meeting to support an Article for rent control. He said that he does not believe this governing body should divulge itself in free enterprise, and we should not try to control rent in any other place in Town.

Sel. Emerson said that it is the duty of the Selectmen to make a recommendation on the Article at Town Meeting. He said that he does not feel that it is up to the Selectmen, but it is up to the owners and the tenants to work out their problems.

Motion, BOE, sec, PCH unanimous to close the hearing.

Reports

Sel Harvey reporting on the Highway Dept. activities said that Graniteville Rd. is just about completed and we hope that by the end of this week that it will be completed. Selectmen Emerson, Towle and Hart did not have any reports.

Chairman Ready pointed out that the Lowell Sun had indicated that the Town of Chelmsford will be celebrating Halloween on Sunday, but that by a 3-2 vote the Town will be celebrating Halloween on Saturday, October 30, 1982. Chairman Ready also made a personal response to the Cultural Council regarding several questions that they had, and that he should have spent more time on the issue and he apologized. Chairman Ready also stated that he has noticed all the work around Town being done by the Garden Clubs and he wanted to publicly thank them for this work.

The Executive Secretary reminded the BOS that there is a vacancy on the Nashoba Valley Tech. High School Committee and also a vacancy on the Board of Appeals due to a death.

The Executive Secretary also informed the BOS that an Application was received too late to put on the Agenda from the Boosters Club for an All Alcoholic Liquor License to be used at an Auction to be held on Friday, October 22, 1982 from 6:00 p.m. to 12 midnight at St. Mary's Church Hall in Chelmsford.

Motion, CAH, Sec. BOE, unan. to grant a 1-day all alcoholic liquor license to the Chelmsford High School All Sports Booster Club for Friday, Oct. 22, 1982 from 6:30 p.m. and 12:00 midnight

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The Exec. Secretary explained that since the Assistant Dog Officer has resigned and he is in the process of putting together plans to re-organize the Dog Officer Department, that at the moment we are running short - we have one Dog Officer and he would like to request that the BOS make a temporary appointment of an Assistant Dog Officer. The Executive Secretary recommended Neal Stanley, 91 Locke Road, Chelmsford be appointed to that position.

Motion CAH, Sec. BOE, unan. to appoint Neal Stanley as the temporary Assistant Dog Officer in the Town of Chelmsford.

Attorney James Geary was present at this meeting and stated that this was a request for a transfer of a gasoline storage license at 60 Richardson Rd. from Andrew Boumil to Mr. and Mrs. John Hallberg. Chairman Ready stated that he had asked for a hold on this matter waiting to hear from the Conservation Committee. James McBride, Chairman of the Cons. Comm. was present at this meeting and stated that he is not asking the BOS to deny the request, but he would request that the BOS not approve this request until Mr. Hallberg meets with Cons. requests to modify a wetland.

Sel. Emerson stated that he understood the concern of the Conservation Commission and that if there was a question of the protection of North Chelmsford residents he would certainly go along with Mr. McBride, but in this case the applicant is only asking for a change in the name of the holder of the permit. Atty. Geary said that he concurs with Mr. Emerson's remarks and that his client has concurred with the Conservation Comm, but they took exception only to the request of bituminous concrete on the entire area. In this case they are appealing their rights to the QED.

Sel Hart stated that he gives the Conservation Commission credit for doing their job, but, in fact, he thought this was a separate issue and that we are only changing the name of the license holder since he is the owner of the property.

Motion, PCH, sec. BOE to approve the transfer of the gasoline storage license at 60 Richardson Road from Andrew Boumil to Mr. and Mrs. John Hallberg. Voting in Favor: PCH, BOE and CAH. Opposed BT AND DJR. Motion passed on a 3-2 vote in favor.

Comment by BOE - this action is not intended to change the current activities and discussions, even if it comes to litigation with the owner - he simply feels it clears up the issue of who is responsible for the real estate and storage facility. Sel. Hart agreed with this statement saying they are two separate issues.

The following bids were received for the sale of the 6 yard Good Roads Sander Body - R.A. Loiselle Trucking, 80 Stevens St., Lowell, Mass - \$1,551; Gerald J. Loiselle, 190 North Road, Chelmsford - \$855; Michael McTeague, 74 Bridge Street, Chelmsford - \$426.

Motion, CAH, sec. BOE, unan to award the bid for the Sander Body to R. A. Loiselle Trucking, 80 Stevens Street, Lowell, MA in the amount of \$1,551, the high bidder.

Motion, CAH, sec. BOE, unan that the Special Town Meeting be scheduled for Monday, November 8, 1982 at 7:30 p.m. in the auditorium at McCarthy Jr. High School.

Motion, CAH, sec. BOE, unan that the voting hours for the State Election be set for 8:00 a.m. to 8:00 p.m. on November 2, 1982.

Motion, CAH, sec. BOE, unan as per the recommendations of the Safety Officer I recommend that a 4,000 lumens street light be placed on MEE pole #9 at the corner of Hitching Post Rd. and Prancing Rd.

Unfinished Business

Hallberg Gasoline Storage Lic.

Bid Award Highway Dept.

Date for STM

Voting hours for State Election

Streetlights

90

Princeton St.
Class II Auto
Dealer's Lic.

Motion CAH, sec. BOE, unan. as per the recommendation of the Safety Officer, I recommend the placing of a 4,000 lumens street light on MECO Pole #6/65 at the corner of North and Claude Road.

The request from Ronald R. Breault and Edward M. Shultz for a Class II Auto Dealer's License at 123 Princeton Street, North Chelmsford was considered. Mr. Breault was present along with Mr. Shultz and stated that it has been his intent to purchase the property, but he heard from his attorney today that the owner of the property has accepted another deposit on the property.

Motion CAH, sec. BOE, unan. that a hold be put on the matter until Mr. Breault informs the BOS what is happening regarding the sale of the property. Sel Hart requested that we have a representative from the owner of the property at the next scheduled meeting.

New Business

There was no New Business to discuss at this meeting.

Adjournment

At 10:30 p.m. Motion BOE, sec. PCH, unan to adjourn the meeting.

For the Board of Selectmen. by

Edwin L. Newman

RECEIVED

Nov 9 10 33 AM '82

TOWN OF CHELMSFORD
MARY E. ST. LAURE
TOWN CLERK

*Meeting corrected
See 11/16/82
Copy*

Meeting Oct. 25
Members Present

Regular meeting of the Board of Selectmen held Monday, October 25, 1982. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson and Mr. Hart. Miss Towle was away on vacation. Norman Thidemann, Executive Secretary, was also present.

Police Chief:
Halloween

During the open session, Police Chief Raymond McKeon discussed Halloween with the Board, stating that he did not want to ban Trick or Treating, but did want to advise parents to be careful about what homes their children went to - close friends or neighbors, and to check whatever food was brought home. Mr. Hart asked about a curfew, and the Board agreed that they would ask that Trick or Treating be completed by 8:00 p.m.

Report on
Claremont, NH

James Brough and Samuel Poulten were present to discuss the trip to Claremont, NH last Saturday to ascertain what facilities would be available if Chelmsford residents were evacuated to Claremont in case of nuclear attack. They presented a key to the Town of Chelmsford, and received a rather cool reception from Claremont officials. They will give a full report with facts and figures to the Board at the next meeting.

Chairman Ready opened the meeting at 7:30 p.m.

Proclamation:
Louise Bishop
Senior Center

Motion CAH, second BOE, unan. to issue a proclamation naming the Senior Citizen Drop-In Center, 15 Mill Road, the Louise Bishop Senior Center. Mrs. Bishop's daughter and brother, Howard Moore, CH of the Council on Aging, Kathleen Robinson and members of the Council on Aging were present to accept the proclamation.

Minutes Approved

Motion CAH, second BOE, unan. to approve the minutes of the October 12 meeting.

Joint Appt. to
Nashoba Valley
Tech. High
School Comm.

At 7:35 pm Dennis McHugh, Moderator, called to order a meeting of the BOS and the School Committee for the purpose of filling a vacancy on the Nashoba Valley Technical High School Committee. School Comm. members present were: Mr. Taylor, Mrs. Cleven and Mr. Poulten. Mr. Ready read an opinion from Town Counsel stating that appointing a regular member is separate from appointing an alternate - that it is not automatic to appoint the alternate to fill a vacancy. Motion BOE, second DJR, unan. to place in nomination the names of John H. Keating, Roger Smythe and David W. Snow. Mr. McHugh gave a brief background on each.

91
Motion BOE, second Mrs. Cleven, to postpone the election until Nov. 8. Vote was 2 in favor (BOE and CC), 5 opposed.

Mr. Taylor moved to suspend the rules first set up by this committee and appoint the alternate without advertising, etc. Mr. Poulten said he wanted a chance to look at Mr. Snow's qualifications, and moved to appoint the alternate at the next meeting, seconded by BOE. Vote was 3 in favor (BOE, SP and CC), 4 opposed (DJR, CAH, PCH and KT). Mr. Taylor and Mr. Poulten voted for Mr. Smythe as alternate, 5 others voted for Mr. Snow. David Snow was appointed Alternate.

Joseph B. Shanahan, Jr. was present representing Alan Liguori, who is applying for a Roadside Vendor's license to sell Xmas trees at Lot 17, Drum Hill Road. He stated that Mr. Liguori wants to renew the license for one year, and that he has been selling trees on Drum Hill Road for 13 years. Ben Scgro of Moynihan Florist, Drum Hill Road, spoke in opposition, saying that his business is a year round concern, and that Mr. Liguori's tree business hurts him due to parking, traffic, etc., and he does not think it's right to allow someone to sell trees right across the street from an established florist. Motion BOE, second PCH, unan. to approve Mr. Liguori's application.

Under Board Member reports, DOE reported that the RecComm is meeting tomorrow night to discuss their direction for next year, and he moved that the BOS notify them that we appreciate their hard work and endeavors and want them to continue as a commission, seconded by PCH, unanimous.

The Ex. Sec. reported that the phone co. had called to report disruption of service in app. 300 homes in the Westlands area, and that they expect it to be corrected by tomorrow noon.

He also discussed the changes and extension of the Wang lease of the Center School. Motion CAH, second BOE, that the Board approve the Wang lease as amended. Vote was 3 in favor, DJR abstaining.

Under appointments, motion CAH, second BOE, unan. to appoint Harold Organ, Jr. to fill the unexpired term of Florence Kelley on the Board of Appeals.

Motion BOE, second PCH, unan. to appoint Eileen Duffy, 3 Locke Rd., to fill the position as alternate on the Board of Appeals, replacing Mr. Organ as alternate.

Motion CAH, second BOE, unan. to appoint Lillian Storey, 29 Bartlett St. and Paul Dube, 270 Littleton Road to fill 2 vacancies on the Council on Aging (due to the deaths of Edna Nelson and Louise Bishop).

Motion CAH, second BOE, unan. to appoint Neal Scott Casele to the Auxiliary Police Dept.

It was noted that the information requested on the Princeton St. Class II Auto Dealer's license has not yet been received, and no action was taken on this application.

Peter Briere of C. E. Maguire Consulting Firm was present to discuss the proposed truck weighing stations on Rte. 495. He explained that he is consultant to the state DPW, and that the federal government requires that these stations be built in order that the state can continue to receive federal highway aid. The sites have been selected by a committee who is looking for heavily used roadways near junctions of other heavily travelled roads, and that the proposed Chelmsford sites will have to undergo wetlands reviews. Westford Selectman Bob Tierney joined the Board for this discussion. Mr. Briere said that he could not answer all the questions asked by the Board regarding choice of site, hours, etc. and that he would arrange for the Board to talk with the DPW engineer in charge of this project. BOE stated that the Board is not questioning the propriety of these stations, merely the locations. Mr. Tierney said he would expect the state to have the courtesy to come to justify these stations to the Board, and asked if they hadn't picked these sites because of the existing rest areas. Mr. Briere said that the rest areas will not be involved, but that

Al Liguori:
Roadside
Vendor's
License

Board Member
Reports

Ex. Sec. Report

Wang Lease
Approved

Appointments:
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Council on
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Aux. Police

Unfinished
Business

Rte. 495 Truck
Weighing Station

he did not know why the state picked these particular sites.
Motion CAH, second BOE, unan. to lay this matter on the table until someone from the state is present to answer questions, and to send a statement of protest to the state regarding the choice of location, and to let our state senator and rep. know of this.

Refuse Fuels -
Reschedule

Holly Haller of Refuse Fuels was present to present an update on her company's activities, but said that since the room is so overcrowded and she wants to make a slide presentation, that she would prefer to be scheduled for a meeting after the Special Town Meeting.

Ex. Sec. Report

The Ex. Sec. reported that a rep. from the DEQE is coming here Wednesday to view the proposed truck weighing station, that they may require an environmental impact statement, and that he will notify the Chairman of the Conservation Comm. of this meeting.

5 Minute Recess

At 8:25 pm Chairman Ready called a 5 minute recess.

Special Town
Meeting Articles
Trailer Park

At 8:30 pm the Board discussed the articles for the Special Town Meeting Warrant, basically the Trailer Park Rent Control Article. Town Counsel James Harrington was present and gave an up-date on the septic system situation. He said that the Board of Health had brought action against the park owners, that an agreement was reached on May 4 between the owners and the Board, that the owners started to implement the plan on September 4 and stopped work on September 27. The Board of Health went to court on Oct. 22 to stop the use of the overflow valve into Beaver Brook. The owners were ordered to stop using this valve and an injunction was served this pm. He and Richard Day are to monitor the project and see that this is enforced.

Mr. Harrington said that re the legality of the rent roll-back clause in the article, he feels the Attorney General would approve the by-law as presently presented, although most legislation deals with a 6-month roll-back and this is a longer period of time.

It was asked what would happen if the valve is shut and the septage backs up, and Mr. Day said it would only backup at the tank, not into individual trailers.

Various tenants of the park then spoke on various matters: James Penuel said he feels the majority of the tenants want rent control; Dorothy Cleary said they want the owners to face their responsibilities; Cheryl Warshafsky asked the BOS to support the Rent Control Board, so that someone can arbitrate fairly; Judy Litchenfield said she wants to see some action for the money they have paid for hte past 2 years; Pauline Taylor asked that the BOS not support rent contröl because the owners will close the park.

The discussion was ended by the Chairman at 9:15 pm.

New Business

BOE presented the revised plans of the Old Town Hall, indicating minor revisions, and recommended that the specs go out for bid during November. Motion BOE, second CAH, unan. to accept the plans and go out for bid.

Press Questions

Sue Carman, Chelmsford Independent, asked when the Board is going to act on the petition requesting that they support the rent control article, and the Chairman said this would take place at the STM.

Adjourn to Ex.
Sess. re Coll.
Bargaining

At 9:20 pm motion CAH, second BOE, that the Board go into Executive Session for the purpose of discussing strategy re collective bargaining. Roll Call vote was as follows: CAH-Aye; BOE-Aye; PCH-Aye; DJR-Aye.

Return to open
met. - adjourn-
ment

The Board returned to open meeting at 10:15 pm. Motion CAH, second BOE, unan. to adjourn the meeting.

For the Board of Selectmen, by
Judith E. Carter

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TOWN OF CHELMSFORD
MARY L. ST. MILAIRE
TOWN CLERK

meeting of the Board

Meeting Oct. 25 Members Present	Regular meeting of the Board of Selectmen held Monday, October 25, 1982. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson and Mr. Hart. Miss Towle was away on vacation. Norman Thidemann, Executive Secretary, was also present.
Police Chief: Halloween	During the open session, Police Chief Raymond McKeon discussed Halloween with the Board, stating that he did not want to ban Trick or Treating, but did want to advise parents to be careful about what homes their children went to - close friends or neighbors, and to check whatever food was brought home. Mr. Hart asked about a curfew, and the Board agreed that they would ask that Trick or Treating be completed by 8:00 p.m.
Report on Claremont, NH	James Brough and Samuel Poulten were present to discuss the trip to Claremont, NH last Saturday to ascertain what facilities would be available if Chelmsford residents were evacuated to Claremont in case of nuclear attack. They presented a key to the Town of Chelmsford, and received a rather cool reception from Claremont officials. They will give a full report with facts and figures to the Board at the next meeting. Chairman Ready opened the meeting at 7:30 p.m.
Proclamation: Louise Bishop Senior Center	Motion CAH, second BOE, unan. to issue a proclamation naming the Senior Citizen Drop-In Center, 15 Mill Road, the Louise Bishop Senior Center. Mrs. Bishop's daughter and brother, Howard Moore, CH of the Council on Aging, Kathleen Robinson and members of the Council on Aging were present to accept the proclamation.
Minutes Approved	Motion CAH, second BOE, unan. to approve the minutes of the October 12 meeting.
Joint Appt. to Nashoba Valley Tech. High School Comm.	At 7:35 pm Dennis McHugh, Moderator, called to order a meeting of the BOS and the School Committee for the purpose of filling a vacancy on the Nashoba Valley Technical High School Committee. School Comm. members present were: Mr. Taylor, Mrs. Cleven and Mr. Poulten. Mr. Ready read an opinion from Town Counsel stating that appointing a regular member is separate from appointing an alternate - that it is not automatic to appoint the alternate to fill a vacancy. Motion BOE, second DJR, unan. to place in nomination the names of John H. Keating, Roger Smythe and David W. Snow. Mr. McHugh gave a brief background on each.

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Aux. Police

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Return to open
met. - adjourn-
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For the Board of Selectmen, by

Judith E. Carter



An Open Hearing was held on Monday, November 1, 1982 in the Town Offices on the proposed Dog Pound.

Members Present: Vice Chairman Claude Harvey and Sel. Bradford O. Emerson. Executive Secretary Norman E. Thidemann was also present.

Sel. Harvey opened the meeting at 7:30 p.m. stating that this was an open hearing regarding the proposed new Dog Pound and asked persons from the audience if they would raise their hands when they wanted to speak and identify themselves. Sel. Harvey indicated that everyone would have a chance to speak. He then introduced the Architect Stephen Wojcik. Mr. Wojcik explained that he had an office on Steadman Street in Lowell and that about six weeks ago he was contacted by the Board of Selectmen to study the possibility of drawing up plans for a new Dog Pound for the Town. He said he did quite a bit of research on Dog Pounds but could not obtain much information in this area. Lowell's Humane Society gave him much of his information. He said that over the years the Town has taken care of stray dogs through Frank Wojtas, Sr., who died a few years ago, with a facility off of Concord Road in Chelmsford and that up until about three years ago, this satisfied most of the need. He said that in the past two or three years we have had to attend to more dogs and this has been a hardship on the Wojtas family. Last year Mrs. Wojtas cared for 360 dogs. When an animal is picked up, the animal is checked and the owner is notified, if the owner can be found. At last year's Town Meeting, Town Meeting mandated that we did not want any dogs turned over to medical facilities for research. The Selectmen along with the current Dog Officer decided that we should plan for a decent facility to care for stray animals. Mr. Wojcik then explained the floor plan which was developed after several meetings with Sel. Harvey and the Dog Officer. The plan includes a small garage for two vehicles and Mr. Wojcik explained that the garage would provide a space for the Dog Officer's vehicle to bring the animal into the building and keep the animal confined with very little chance of runaways.

Mr. Wojcik continued stating that one of the problems they encountered was the location of the facility. The plan is to locate the facility behind the main garage at the Highway Department on Richardson Road. Mr. Wojcik pointed out that this is Town owned land, and if the Dog Pound is located here, we can buffer the Pound from any other houses in the area except for two or three houses across the street. No other house can be seen from the particular spot designated for the Dog Pound.

Robert Webster, 55 Prescott Drive, Chelmsford asked what the cost for the facility would be and when told by Mr. Wojcik that we are trying to keep the cost below \$50,000, Mr. Webster commented that he thought that was a lot of money for the Town to spend and he suggested looking into alternate sites, or contacting surrounding Towns to find out if we could share their facility. Sel. Harvey said that a site off of Swain Rd. was considered, at the landfill, but he did not think that this was the right place to put the Dog Pound, but that it would be up to the people. Sel. Emerson explained that we are not locked into the Richardson Rd. site. Sel Emerson said that the Swain Rd. site was troublesome, that we have had buildings there for other purposes, and because it is in such a remote area, we have had serious vandalism problems and that he would expect that if there were animals in a building, the problems would be worse. He said that tonight we would like to talk about the Richardson Rd. location but if we are persuaded that it is not a good location, we will try to find another.

Raymond Holland, 12 Edgelawn Avenue asked why we should build another Dog Pound and Sel Harvey explained that Mrs. Wojtas no longer wants the Pound on her property. Mr. Holland asked if the Town had any way of asking

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HOLIFIELD

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other Towns abutting our Community about using their facilities. Sel. Emerson said that, to date, to his knowledge, the Board has not explored this. Mr. Holland asked if there were any kennels in Town that could be used if the animals just had to be housed for short periods of time. Sel. Harvey explained that we have had as many as 12 animals at one time and often 10 dogs. When Sel. Emerson asked Mr. Holland what he was against he said the cost should be taken seriously and that he was not in favor of the proposed site.

Sandra Webster of 55 Prescott Drive was opposed to the location and stated that everything that comes along goes to North Chelmsford and that they do not need the Dog Pound in North Chelmsford.

Mr. C. Thomas Christiano, 6 Drew Circle asked if we had checked with the neighbors because of the noise of the dogs when they are out on the runs. He also said that he is concerned with the care that the Dog Officer and the Assistant Dog Officer could give the animals and mentioned that he was not happy with the facility at Concord Road. Also that if the animals were going to disurb the neighbors at Richardson Rd. that we should look for a more remote area..

Selectman Emerson said that this is why we have invited the neighbors to this hearing to express themselves and that we are not required by law to hold a hearing - we are hopeful of working this out.

Mrs. Marilyn Healey, 58 Prescott Drive said that there were 77 taxpayers at the condominium at this location and she felt that each taxpayer should have received a letter notifying them of the hearing, and not just the association.

Hazel Prescott, 86 Richardson Road objected to the Dog Pound at this location as did Monica Barron, 11 Edgelawn Avenue who said that she talked to about 18 people who lived in the area and no one is in favor of the Dog Pound. She suggested that we might be able to rent a facility in another Town.

Dr. Robert Carlson, 246 Acton Road said he is very much in favor of the Town of Chelmsford developing a facility for the care of stray animals. He is one of the Vets in Town and he said he sees a tremendous volume of animals come through his office. He said that he thought part of the problem was the people's concept of what a Dog Pound is. He said that a typical Dog Pound is noisy - that the design of the Pound has to be taken into consideration along with the site. He said that he would not like to see residential areas with open air Dog Pounds. He mentioned that there are several kennels in New England that are 100% indoors and dogs are only out of doors on leashes for very short periods of time. He said that he did not think we could get enough cooperation with surrounding Towns to make this a workable solution. He also said that most of the Towns in Middlesex County have horrendous controls for stray animals. He thought it was important that Chelmsford as a Town develop a good working solution for the control of dogs in the Town, that we have a 24 hour leash law that must be enforced, and that we do need a place to keep the animals.

John Gallagher, 3 Edgelawn Avenue has multiple sclerosis and he said that his bedroom is on a straight line to the proposed Dog Pound. He said that he needs his sleep and if we checked with the Lowell Humane Society we would find that the noise of the animals can be heard from across the river.

James Harding, 11 Miner Avenue is against the Dog Pound and said his neighbors are also against it.

Donald Boyce, 44 Prescott Drive said that he thought the residences would be effected by the Dog Pound - real estate values would go down and he would

like to encourage the Selectmen to find another facility outside residential areas..

Katherine Harper, 9 Miner Avenue said she is weary, living in North Chelmsford, and getting all the undesirable things in North Chelmsford.

Ethel Theriault, 79 Richardson Road said that she is opposed to the location of the Dog Pound and said that the Town Garage is commonly referred to as the Town Dump and that the Dog Pound will only add to this.

Kenneth Byam, 5 Edgelawn Avenue and Margaret Balch, 83 Richardson Road were against the proposed Dog Pound. Mrs. Balch submitted a Petition against the Dog Pound. John DiRocco, 17 Marose Avenue is against the Dog Pound.

George Goodwin, 4 Edgelawn Avenue is against the Dog Pound and said that he has a son in a wheelchair and he was concerned that one of the dogs might get loose.

Elizabeth Paolilli, 45 Richardson Road said that her concern is health. She is concerned how the Dog Pound would dispose of the dogs that are not adopted, and she also had a rabid animal on her property this past summer and her husband had to dispose of this animal. She wanted to know how the people at the Dog Pound would handle a rabid animal. Dr. Carlson answered her questions stating that on bites that occur from pets - these should be reported to the Bd. of Health and the injured person is supposed to be taken to your own physician. If the animal is not a pet, the animal's head is sent to the State Lab for testing and within 24 hours you would know if the animal was rabid. A pet, if he bites, is supposed to be reported to the Board of Health and the Dog Officer is supposed to quarantine the animal for 10 days and the animal should then be examined by a Vet. He said that if a wild animal bites, it is up to the Dog Officer, or the individual to get the animal. Sel Harvey told Mrs. Paolilli that when we have to dispose of dogs, they are disposed of at the Lowell Humane Society.

Mr. Villanova, 49 Richardson Road asked if the North School could be converted into a Dog Pound with indoor facilities.

Selectman Harvey declared the hearing closed at 8:15 p.m. after thanking everyone for attending the hearing to express their opinion, and that this is an Article for the Special Town Meeting on November 8th and there is a possibility that Town Meeting action would approve the Dog Pound at this location. Sel. Harvey said that he would discuss it with the remaining Selectmen and we may seek another location.

Meeting
adjourned

For the Board of Selectmen, by



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Judge E. Carter

Meeting Nov. 22
Members Present

Regular meeting of the Board of Selectmen held November 22, 1982. Members present were: Mr. Ready, Mr. Harvey, Miss Towle and Mr. Hart. Mr. Emerson was out of town. Norman E. Thidemann, Executive Secretary, was also present.

Prior to the commencement of the regular session, Mr. and Mrs. Joseph Chancey and several residents of the Groton Road area were present to express their concern with the Board of Appeals issuing a special permit for a home occupation to Edward Regan, 200 Groton Rd. The Chanceys felt that the Appeals Board did not give them sufficient opportunity to speak in opposition to this permit, and paid no attention to a petition with 52 signatures which they presented in opposition. The Board said they will look into this matter, but that the Board of Appeals is an appointed board, and the BOS has no jurisdiction over how they conduct their meetings.

James and Kathryn Brough were present to present the Board with their official report on the evacuation trip to Claremont, NH. They summarized the report by stating that the numbers don't fit - that a Town of 15,000 persons cannot host more than 200,000 persons in the event of a nuclear attack.

Chairman Ready called the meeting to order at 7:30 p.m.

Motion CAH, second BAT, unan. to approve the minutes of the Nov. 8th BOS meeting.

Motion BAT, second CAH, unan. to approve the application of Joseph Nolet to sell Christmas trees on Groton Road at Marty's Bait Shop.

Motion CAH, second BAT, unan. to grant a license to Michael Dyer to sell Christmas trees at 81 Tyngsboro Road.

Motion BAT, second PCH, that the BOS approve the application of Wallace Maybury, Jr. to sell trees at 203 Boston Road. Vote was 3 in favor, 1 abstention (CAH).

Motion CAH, second BAT, unan. to approve the Chelmsford Jaycees application to sell Christmas Trees at 1 Village Square.

Robert Ogden, Mass. Electric Co., was present with a petition to install underground cables on Princeton St. to serve Poplar Lane, a new subdivision. He told the Board that his company contacts Dig Safe whenever a street is to be opened. PCH moved that the petition be approved with the inclusion that Mass. Electric check with the Highway and Water Depts. and gas company and any other utilities before commencing, seconded by BAT. CAH added that the work be done under the supervision of the Supt. of Streets. Vote was unan. to grant. Motion PCH, second CAH, ^{unan.} that in the future it will be the Board's policy that any utility company planning to open a street will notify all other utility companies and the Water and Highway Depts.

Motion BAT, second PCH, unan. to grant permission to Donald Faulkenham to sell Christmas trees at Waite's Farm on Acton Road.

Under Ex. Sec. reports, NET reported that the BOS has been requested to appoint Patricia Moser a non-voting member of the CATV Committee. Motion BAT, second CAH, to do so. Vote was 3 in favor, 1 opposed (PCH).

Holly Haller of Refuse Fuels Inc. was present and gave a slide presentation updating the progress made to date by Refuse Fuels. DJR commented that he had read that UOP has enough tonnage guaranteed to start operating their facility, and Ms. Haller said that their proposal is "puffy". She also stated that Refuse Fuels is seeking another transfer station in the Lowell area, and said she will send updated figures to the Board.

At 8:15 p.m. a Public Hearing was held on the application of Robert Scharn and Wm. Adie for an All Alcoholic Common Victualler's license at 86 Chelmsford St. Atty. Joseph B. Shanahan, Jr. represented Mr. Scharn and presented the Return Receipt cards that abutters had been notified. He told the Board that Adie Bros. has had a Beer and Wine license for Lum's Restaurant at this address for several years. Mr. Scharn has bought the restaurant and is a co-applicant with Adie Bros. The facade will remain the same, the roof will be redone and there will be new facilities for the handicapped. The sign will be changed to comply with the sign by-law. The interior will have a more colonial decor, with two dining rooms and a separate lounge. Mr. Scharn will own and operate the establishment, and the menu will be on the idea of the "99" chain of restaurants. Mr. Scharn is buying the restaurant and the lease on the land from Adie Bros. but their name will be on the license for financing purposes. Mr. Shanahan requested that the hours for serving food be from 7:00 am to 1:00 am, that they will eventually be serving breakfast, and that the hours for serving liquor are requested to be from 11:00 am to 1:00 am. No one present spoke in favor of or opposition to the application. Motion CAH, second BAT, unan. to grant the license. The name of the restaurant will be Town Meeting.

Report on
CD Trip to
Claremont, NH

Mtg. Opened

Minutes
Approved

Roadside Ven-
dor's License

Mass. Electric
Petition -
Princeton St.

Roadside Ven-
dor's License

Ex. Sec.
Reports

Refuse Fuels
Update

Pub. Hrg. -
All Alcoholic
CV License
Town Meeting
86 Chelmsford
Street

Class II Auto
Dealer's Lic.
123 Princeton St.

Joel Shapiro -
Auction Permit
145 Steadman St.

Board Members Reports

Ex. Sec. Reports

Richard Wheeler, 37 Warren Ave., represented by Atty. James Geary, was present requesting the transfer of a Class II Auto Dealer's license at 123 Princeton St. Mr. Wheeler is in the process of buying the property from Mrs. Lohnen, and has a signed agreement to buy the property subject to the transfer of the license. Motion CAH, second BAT, unan. to approve the transfer of the license to Mr. Wheeler.

Atty. Geary then spoke to the Board regarding his client Joel Shapiro, who is requesting an Auctioneer's permit under Chapter 100, Section 6 to be exercised on the premises at 145 Steadman Street. He added that the permit is not to be construed as a zoning use approval but only a permit for Mr. Shapiro to hold auctions at 145 Steadman Street as a person holding an Auctioneer's License from another Town (Burlington). Mr. Geary said that he will check with the Bldg. Insp. to see if an auction is considered an accessory use at that address - if so, they will need a Special Permit from the Board of Appeals. Motion CAH, second BAT, unan. to table this matter until the Dec. 6th meeting and more information is received from the Bldg. Insp.

BAT reported on the Mass. Mun. Assoc. convention and thanked the Ex. Sec. for the article on school/minicipal cooperation.

DJR also reported on the convention and stated that S.M.A.C.C. had a meeting last Monday night and they would like to expand the Committee to 7 members - 1 BOS, 1 School Comm., 1 FinCom, and 4 citizens at large - preferably persons who might have served on these Boards or Committees in the past. Motion CAH, second BAT, unan. to expand the S.M.A.C.C. to 7 members. Motion BAT, second CAH, unan. to appoint Erie J. Poulin to the Committee and name him as Chairman.

DJR also reported that there was a Dept. of Revenue seminar explaining Prop. 2½. and also that copies of the Middlesex County Selectmen's Association questionnaire should be completed by all Board members.

The Ex. Sec. reminded the Board that a Public Hearing will be held on Dec. 6 re opening and closing hours for liquor establishments, and that certified copies of the advertisement and memo have gone to all licensees. He gave some background on the Cty. Comm. and the proposed use of the Msex. Cty. Training School as a Drunk Driver treatment center, and also the proposal for the Microelectronics Center. The Ex. Sec. asked for direction from the Board as to how to proceed on this matter. DJR requested that the Cty. Comm. be invited to the next meeting to discuss the school site. PCH requested that the Lowell City Council and Trustees of the University of Lowell be invited to a meeting to discuss possible use of the site - either as an expansion of U. Lowell or as the site for the Microelectronics Center.

Motion PCH, second BAT, unan. that Norman E. Thidemann be authorized to sign Grant Agreement Number B-82-DC-25-0001 between the Commonwealth of Massachusetts and the Town of Chelmsford.

CAH reported that he, NET and Harold Gray met with Raymond Brown at Swain Road, and that the Lowell Sportsmen's Club will grant the Town a 30-foot easement over their land as a new access road to the landfill in exchange for the Highway Dept. cleaning out the brook behind their club. Motion CAH, second BAT, unan. that the Board agree to authorize the Highway Dept. to do so.

Motion BAT, second PCH, to appoint David Harvey, 30 Concord Road, as laborer in the Highway Dept. effective Dec. 1, 1982. Vote was 3 in favor, 1 abstention (CAH).

Motion CAH, second BAT, unan. to appoint James Crotty, 55 Parker Rd, as laborer in the Highway Dept. effective Dec. 2, 1982.

Motion CAH, second BAT, unan. to appoint Dennis Greenwood, 103 North Rd., as laborer in the Highway Dept. effective Dec. 3, 1982.

Motion CAH, second BAT, unan. to appoint Linda Reid, 14 Doral Drive, as Junior Clerk in the Police Dept.

Motion CAH, second BAT, unan. to request Mass. Electric to install the following streetlights: Grove St. - Pole #27/18/3; Plum Street - Pole #3; and Thornton Lane - Pole #594/5. NET was asked to check with Mass. Electric to see if streetlights are metered.

Motion CAH, second BAT, unan. to grant 1-day Alcoholic Licenses to Town of Chelmsford Scholarship Fund for March 25, 1983; and Beer & Wine License to Chelmsford Jaycee Women for December 4, 1982.

Under New Business, PCH requested that the Safety Officer check Parkhurst Rd. for speed limit signs; if there are any there, lower the limit - if not, have the signs installed.

CAH requested that the speed limit on Boston Rd. from the Library through the Center be lowered, but DJR suggested they wait for the Urban Systems study.

The subject of appointments to the Rent Control Board was raised by the Chairman, but PCH wanted to hold until the Atty. Gen. has approved the by-law. Motion CAH, second BAT, unan. to lay on the table until the next mtg. It was also agreed to schedule appointment of the Dog Pound Committee for the Dec. 6th mtg.

The Ex. Sec. was asked to send a letter to the Attorney General asking him to take some action re the legislation mandating the Cty. Comm. to turn over the training school facility by Nov. 1, 1982.

The Ex. Sec. was requested to send a letter to the Board of Appeals regarding the Regan decision, to find out what members were present and who was acting as chairman.

The Ex. Sec. was also requested to have the Safety Officer check to see if the Right Turn Only sign is still in place at the intersection of Acton Rd. and Rte. 4 in the Center.

Motion BAT, second CAH, unan. to adjourn the meeting at 9:30 p.m.

For the Board of Selectmen, by

John E. Gato

RECEIVED
DEC 7 19 25 PM '82
TOWN CLERK

RECEIVED

DEC 27 11 39 AM '82

TOWN OF STURGEON
HARRISVILLE
TOWN CLERK

Regular meeting of the Board of Selectmen held December 6, 1982. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson, Miss Towle and Mr. Hart. Norman Thidemann, Executive Secretary, was also present. Chairman Ready called the meeting to order at 7:34 pm. Mtg. Dec. 6, 1982
Members Present

Motion CAH, second BOE, unan. to approve the application for the Central Congregational Church for a Roadside Vendor's License to sell Christmas trees in their parking lot on North Road, as presented by Walter Lewis. Roadside Vendor's Lic.

Motion CAH, second BOE, unan. to approve the minutes of the November 22nd mtg. Minutes Approved

Under Board Member reports, CAH noted that the Highway Dept. is about through their work in Central Square and the Safety Officer has drawn up a plan with proposed traffic lines. He also reported that the Lowell Sportsmen's Club has granted the Town an easement for a new access road to the Swain Road landfill. Board Member Reports

100
PCH reported that he is concerned about the large number of streetlights in Town that seem to be not working, and asked the Ex. Sec. to contact Mass. Electric and report at the next meeting as to when they will be fixed, and whether the Town is paying for lights that are not working.

Ex. Sec. Reports The Ex. Sec. reported that he had called Mass. Electric and has received a report on all the streetlights in Town that he has not had time to translate. He said that lights in the Drum Hill area have been subject to a great deal of vandalism, and he has discussed a modification in the lights to prevent their being broken with Mass. Electric. He also indicated that the Town is being charged for all streetlights, working or not, and suggested that possibly police cruisers on routine patrol could note and report lights not working to the BOS office.

Outstanding Municipal Employee Motion CAH, second BOE, unan. to name Harold Gray, Supt. of Streets as Outstanding Municipal Employee of the Year. He will be invited to attend the next mtg. to receive a citation.

Ex. Sec. Reports The Ex. Sec. reported that he has set up a meeting with the Lowell City Council and University of Lowell Trustees for Dec. 13, and that the state wants nomination for the site for the Microelectronics by Dec. 15. Motion BOE, second BAT, to send a letter to the state and NMAC indicating the Middlesex County Training School as a site for the Center. Vote was 4 to 1 in favor, DJR opposed.

Dog Hearing - Fennelly The Board then held a Public Hearing on the dog owned by Jacqueline Fennelly, 16 Gary Road. Chairman Ready swore in those persons who were to testify. Atty. Philip Shea was present representing Mr. and Mrs. William Peters, 1 Kristin Drive, who had originally called for the hearings against the dog. He stated that Mrs. Peters has a psychological fear of dogs, gave a history of the various hearings and court orders, and stated that the dog continues to run loose. Mrs. Fennelly said that the dog has been loose twice that she has known of since the last hearing, and she submitted letters from Dr. Martin Gruber, DVM, and neighbors Georgia J. Hohmann, 12 Gary Rd. and Ruth F. Dinjian, 14 Gary Rd., all stating that the dog is not vicious and has not been seen running loose. She also stated that she has lived there 21 years and has never had complaints from her neighbors about the dog. Mr. Peters said he does not feel the dog is tied all the time, and Mrs. Fennelly stated that whenever the dog is loose, he is under her control. Mr. Peters submitted pictures of a dog supposedly on his property which Mrs. Fennelly did not admit was her dog. BOE stated that there is not sufficient evidence on either side for him to decide, and motion BAT, second BOE, unan. to hold the vote on this matter for one month to see if there are any further problems and if so, to vote to have the dog removed from town.

Pub. Hrg. - Class III Auto Dealer's Lic. Charles D'Angelo, North Chelmsford Auto Parts, was present for a Public Hearing on his application to renew his Class III Auto Dealer's License on Sleeper St. A neighbor expressed concern about trucks left in the street overnight, and Mr. D'Angelo said he will make sure the trucks are put inside the fence. The poor condition of the fence was also mentioned. Motion PCH, second CAH, unan. to renew the license subject to Mr. D'Angelo making sure all vehicles are behind the fence, any complaints to the BOS office to be kept on file for next year's renewal hearing, and any fence that falls down to be replaced within 10 days.

New England Telephone - Conduit Princeton Blvd. George Gagan, New England Telephone, was present to petition for 115' of buried conduit along Princeton Blvd. to serve Poplar lane. No one was in favor of or opposed to this petition. Motion CAH, second BOE, unan. to grant permission to install this conduit.
BOE asked Mr. Gagan to please check out the number of double poles still in Town, and also to contact Dick Lahue about the phone building on North Road within the Historic District.

At 8:30 PM the Board conducted a Public Hearing to consider decreasing the hours of operation for establishments holding liquor licenses. John Minott, 7 Academy Street, read a statement in favor of closing bars at 1:00 am. Walter Lewis, 182 Robin Hill Road, was also in favor of earlier closings. Rev. Hugh Eveans spoke in favor. BOE stated that he will move to 1) change closing hours from 2 am to 1 am and 2) to change 8 am opening to 11 am. BAT stated she was prepared to vote for 1 am closing. Speaking in opposition were Ann Lloyd, 7 Picadilly Circle, who said she would like to see a state-wide law, and DJR stated that a bill has been filed by Sen. Carol Amick. Atty. Joseph B. Shanahan, Jr. was present representing 7 local establishments: American Legion Post, Banquetteer, Glenview Lounge, Howard Johnson's, Mai Kai, Meadow Grill and Princeton Lounge. He presented a written petition from these establishments to allow them to stay open until 2 am. Mr. Shanahan stated that in order to change the serving hours, the Board must hold a public hearing, and he felt the legal notice of the hearing was confusing and defective, and they must prove a public need to decrease the number of hours of operation. He feels that no public need has been demonstrated, and said that his clients are hopeful of a statewide change.

Motion BAT, second CAH, unan. to request the Police Chief to furnish a list of lockups for either Protective Custody or Driving Under the Influence for the past 24 months, and broken down into before and after 1:00 am arrests. CAH recommended that the Board get an opinion from Town Counsel as to whether or not this would be legal to change the closing hours to 1:00 am. Town Counsel Harrington joined the discussion and said that under the statute the public hearing did not have to be advertised, only that a notice be sent at least 2 weeks prior to the hearing to all establishments that would be affected, which the Board did, and that the Board would have to prove a public need for the change. Carol Levine, 270 Littleton Rd commented that liquor establishments shouldn't be blamed for drunk driving accidents. Warren Russell, 22 Fenwick Road, agreed with Rev. Minott. Chairman Ready closed the public hearing at 9:50 p.m. PCH commented that if the Board should vote to change the hours, the owners would only appeal to the ABCC and it would cost the town money, and he agrees with Mr. Shanahan that there is not sufficient reason for the Board to vote this way.

Motion BOE that opening hours be changed from 8 am to 11 am, reason being for the basic health, welfare and safety of the residents of the Town. There was no second.

Motion BAT, second PCH, unan. that Cty. Comm. Chairman Larkin be asked to attend the next BOS meeting.

Under unfinished business, appointments to the Rent Control Board were brought up. Motion CAH, second BOE, to go into Executive Session to discuss strategy with regard to litigation. Roll Call vote was as follows: CAH-Aye; BOE-Aye; BAT-Aye; PCH-Nay; and DJR-Aye. The Board went into Executive Session at 9:55 pm.

When the Board returned to open meeting at 10:15 pm Chairman Ready announced that on the advice of Town Counsel the BOS will not appoint a Rent Control Board until the by-law is returned approved by the Attorney General.

Motion CAH, second BOE, unan. to appoint the following to the Dog Pound Committee: Joseph W. Paolilli, Jr., Dr. Robert Carlson, Frank Wojtas, C. Thomas Christiano, Wesley M. Harper, John P. Emerson and Leslie H. Adams, Jr. CAH will chair the committee.

The Board discussed the application of Joel Shapiro for an Auction Permit at 145 Stedman Street. BAT commented that he is advertising in Cape Cod newspapers. The Ex. Sec. read a letter from the Bldg. Insp. Motion PCH, second BAT, unan. to deny the Auction Permit.

Public Hearing
Hours for
Liquor Estab-
lishments

Unfinished
Business

Executive
Session re:
Pending Liti-
gation

Return to Open
Meeting

Appointments
Dog Pound
Committee

Unfinished Bus

102

License
Renewals

Motion CAH, second BOE, to prohibit parking on the Common (left-hand side from Fire Station) side of Academy Street. Vote was 4 in favor, 1 opposed (DJR).

Motion CAH, second PCH, that the Auctioneer's licenses as per the list prepared by the office be approved for renewal. Vote was 4 in favor, 1 abstention (BOF)

Motion CAH, second BOE, unan. that all Automatic Amusement licenses as listed be approved for renewal subject to verification that the machines are in accordance with Board policy re Automatic Amusements.

Motion CAH, second PCH for discussion, that all Class II Auto Dealer's licenses as listed be approved for renewal subject to payment of all Town taxes. PCH amended the motion to include not issuing a license to Peter Hallissy, Chelmsford St., because he has not conformed with the terms of his license and not to issue licenses to those who have not returned a statement that this is their principal business. The amended motion passed unanimously.

Motion CAH, second PCH, unan. that the Common Victualler's licenses as per the list be approved for renewal subject to verification that all back taxes have been paid.

Motion CAH, second PCH, that all Liquor Licenses as per the list be approved for renewal subject to verification that all back taxes have been paid. Vote was 4 in favor, 1 opposed (BOE).

Motion CAH, second BOE, unan. that all Weekday Entertainment and Theatre licenses as listed be approved for renewal subject to confirmation that all back taxes have been paid.

Motion BAT, second BOE, unan. that Town Counsel be asked to forward a list of all pending litigation.

unan.

Motion BAT, second CAH, that Town Counsel be asked for a report re a new tenant moving into the Carrick property on Brick Kiln Road and what about fines or a contempt of court.

Motion BAT, second PCH, unan. to ask the Police Chief about a program for Child Abuse - do we have one, or is he going to initiate one.

BAT also asked about a cane given by the Boston Post several years ago that is supposed to be given to the oldest resident in Town, and if any towns person knows where it is, to call the BOS office.

Motion PCH, second CAH, unan. to ask the Highway Dept. to plow the road leading from Chelmsford St. to the back parking lot wide enough so that the overflow cars from McFarlin Manor can park there this winter.

At 10:45 pm motion CAH, second BOE, unan. to adjourn the meeting.

For the Board of Selectmen, by

Judith E. Carter

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Regular Meeting

Regular Meeting
Dec. 20, 1982
Members Present

Regular meeting of the Board of Selectmen held on Monday, December 20, 1982.
Members Present: Chairman Dennis J. Ready, Vice Chairman Claude A. Harvey,
Clerk Bradford O. Emerson, Member Paul C. Hart. Member Bonita Towle was
ill and was not present. Norman E. Thidemann, Executive Secretary was also
present.

Scheduled Business Outstanding Municipal Employee of the Year. Harold Gray was recognized by BOS

as the outstanding municipal employee of the year in Chelmsford. Chairman Ready presented Mr. Gray with a framed Certificate and pictures were taken by the Press. Mr. Gray, in accepting the award, stated that it was similar to receiving the Heisman Trophy in that it took a lot of help to gain the award such as an outstanding Board of Selectmen and a Finance Committee that understands the direction he was trying to go.

County Commissioner Chairman Larkin was present at this meeting at the invitation of the BOS to discuss the use of the Multi-Service Center in North Chelmsford. The Chairman stated to Mr. Larkin that in this year's budget our State Representative had a rider built into the budget stating that the County should divest itself of the property by November and asked Mr. Larkin if this has been done and if not, why not. Mr. Larkin said that the County Commissioners took issue with the right of the Legislature to mandate that the Commissioners divest themselves of the property, and for this reason, they have not taken steps to sell the property. In discussing the use of the Center, Commissioner Larkin said that his first priority is acquiring state funding for a detention center for drunk drivers. He stated that more jail space is needed in the Cty. Mr. Larkin indicated that the Commissioners have received letters from the Univ. of Lowell and also from the BOS stating that they would like to get control of the property for a high tech training center. He said that they had indicated to the Univ. of Lowell that until the property had worked its way through the bureaucratic process, they did not intend to act on their proposal, and that a new Commissioner will be coming on the Commission shortly and at that time the Commissioners might want to look again at all of the options. However, he said that he thought the new Commissioner will support the idea of an alcoholic detention center. Selectman Hart stated that the BOS proposal is strongly supported by this Board and that we would like to see something like this on that property. He also said that he would like to see the property become part of the University of Lowell and explained that the University has developed in the last few years and they cannot grow - the Training School property is ideally suited for expanding the University of Lowell and where all of us are looking for ways to tighten up budgets, the County Commissioners should look favorably on the University's proposal and the Sel.'s proposal. Mr. Hart also stated that he felt all of the people in Middlesex County would support the BOS proposal for the high tech center and expanding the Univ. of Lowell facilities. Mr. Larkin said that he would make a commitment to something in January - putting this on the Agenda for the County Commissioners to get a clearer sense of where the Commissioner's stand. Mr. Hart stated that he is sure that a large group of people from this area would be pleased to attend that meeting and Mr. Ready asked Mr. Larkin to keep the Selectmen posted on any public hearings they might be having. Mr. Larkin indicated that he would do this.

Cty. Comm.
Ch. Larkin

Janet Lombard, James McBride and Ruth Delaney were present from the Bd. of Assessors. McGee and Magane had sent a letter to the BOS saying that they were unable to attend this meeting because they need permission from the Bureau of Revenue before attending. Several of the Selectmen have been called by taxpayers in Town who did not expect increases in their taxes. Miss Lombard indicated that the estimated property tax rate of \$22.00 per \$1,000 might be adjusted down since this rate had been estimated with a cushion. The Selectmen expressed dissatisfaction with the revaluation done by McGee and Magane. Miss Lombard said that the State is going to ask for an update on property in Town every two years and that this will be done on a revolving basis. When asked if the Town is obligated to stay with McGee and Magane, Miss Lombard said we did not have to, but it will probably be expensive to do it any other way. The Selectmen indicated that people have complained that they did not get any answers from McGee and Magane during hearings and

Bd. of Assess-
ors - McGee &
Magane



Miss Lombard said that this was true because the people who were conducting the hearings were not able to explain the differences in values because of a complex point system used by McGee and Magane and that there seems to be a reluctance to divulge their point system. Determining heavy traffic patterns was questioned by the BOS. Paul Hart's concern is that we were forced through the State of them hiring people to come in to determine property value in the Town and as far as he sees it, he feels that the bulk of the work is going to be done by the Chelmsford Board of Assessors. Mr. Hart asked if, after all the procedures have been completed, and people receive their final tax bills and they complain to the Bd. of Assessors, we find that a majority of people are still unhappy, is there anything that we can do on an overall basis to complain about the job that was done. Miss Lombard felt that the Department of Revenue appeared to be comfortable with the values, however, you can always appeal, and she thought that the Dept. of Revenue would be willing to discuss the values with the BOS.

Publishing a list of evaluations was discussed and Selectmen Emerson mentioned that this was done by the newspapers about 10 years ago and perhaps they would be willing to do it again.

Classifications were discussed and tax rates for residential, commercial, industrial and open space property.

Chairman Ready requested that the Exec. Secretary ask the Department of Revenue's permission to meet with McGee and Magane.

Reports

Sel. Emerson reported that the restoration bids for the Old Town Hall will be opened in early January. He also stated that we have leased two-thirds of the space in the Town Hall. Sel. Emerson mentioned that when the Old Town Hall is completed, we will need some furnishings - perhaps 250 chairs will be needed and he asked the Exec. Secy. to be in touch with the School Dept. to see if they have any surplus furniture which would be useable in the Old Town Hall. Ch. Ready suggested another source would be the Surplus Dept. It was noted that a piano has been donated by Mr. and Mrs. Edward Duffy (Eileen Duffy, Park Commissioner and recent member of Appeals Bd.)

Motion, BOE, sec. PCH, unan. to send a "thank you" note to Mr. and Mrs. Duffy.

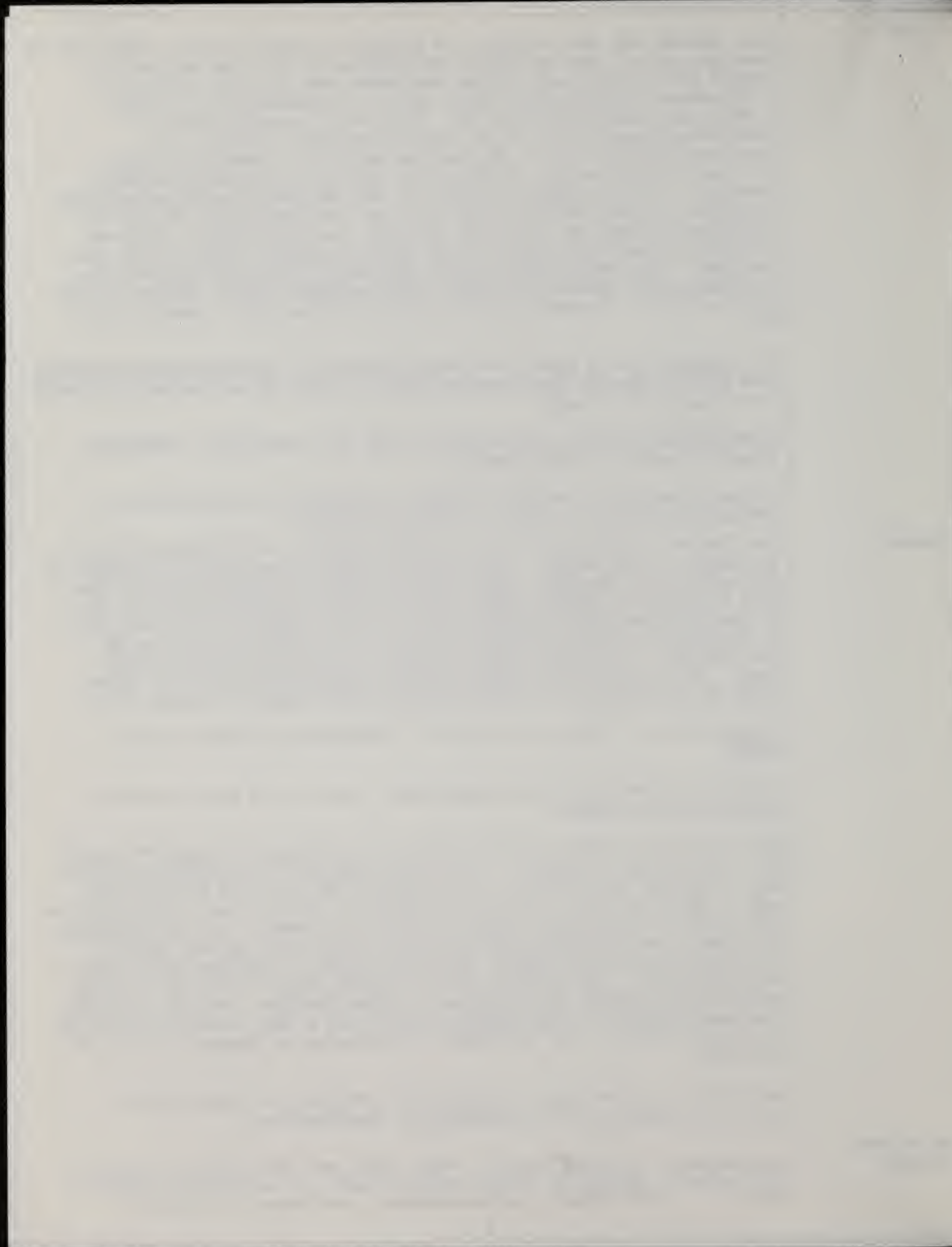
It was also noted that at some appropriate time, we will have to arrange to have the piano moved.

Exec. Secretary reports: He asked the Press to please note that BFI regular pick-ups will be on Friday - this week and also the Friday before New Year's Day. Snow Plowing priorities. NET reported that these are basically the same as those set up by the Board a year ago in that the main streets will be done before the side roads are done, North Rd. sidewalks, and then sequence of sidewalks will be coordinated with the schools, then removal of snow from Central and Vinal Squares. NET will provide the Chairman with a copy of the sequence. NET reported that the Planning Board at its last meeting accepted the proposed drainage plans for Alpha Road Ext. and have returned the Bond being held to the developer and we have a note from the Planning Bd. confirming this and that the stamp of the Planning Bd. Engineer was put on the plans.

Motion PCH, sec. CAH, unan. to approve the acceptance of Alpha Road Ext. pending recommendation from Highway Dept. Superintendent.

Unfinished Business

Appointments: Cultural Council. Motion, CAH, sec. BOE, unan. to appoint the following individuals to the Cultural Council - Jerry Proulx, Edward J. Mazur, Jr., Alice Gossett, Kathleen McDonald, and Katherine Sullivan.



Police Matrons. Motion, CAH, sec. BOE, Unan. to appoint Mrs. Paula Rogers, 1 Blacksmith Road, Chelmsford; Ms. Susyn H. Stecchi, 31 Billerica Road, Chelmsford; Mrs. Linda H. Reid, 14 Doral Drive, Chelmsford and Ms. Susan Parkhurst, 17 Arthur Street as Police Matrons.

Streetlights: Motion, CAH, sec. BOE to instruct Massachusetts Electric Company to place a 4,000 lumen streetlight on MECO pole #43 and MECO pole #47 on Hunt Road, as per the recommendation of the Safety Officer, and to instruct Massachusetts Electric Company to upgrade the streetlights on MECO pole #7 and MEE pole #361 on Diamond Terrace to 4,000 lumens and to instruct Massachusetts Electric Company to upgrade the streetlight on MECO pole #21/5 on Princeton Street to 4,000 lumens, per recommendations of the Safety Officer.

Discussion: Sel. Hart brought up the point of the number of lights out in Town and how far behind we are in the installation of lights, and that he would like to have someone from the power company in to discuss this. NET said that he has a memo back from the Police Dept. stating that this Dept. as a matter of routine has a policy to report lights out as they see them, to the Police Chief. NET further said that he is still going to put together a comprehensive report on installation of new streetlights. BOE asked why not approve these three and ask someone from Mass. Elec. to come in. Motion amended to include sending a letter to Mass. Elec. asking representative to attend BOS meeting for update re: installation of lights in Town and how long it will take to bring installations up to date. Unanimously approved.

Request for 1-day extension of closing hours. Motion, CAH, sec. BOE, unan. that all holders of valid all alcoholic common victualler's licenses be allowed to stay open until 2:00 a.m. on New Year's Day, January 1, 1983.

Sel Emerson stated that in recent months we have had a lot of discussion about New Business 1:00 a.m. closing for all of the establishments in Town. He said that he believed there was pretty much of a unanimous opinion that if, in fact, 1:00 a.m. could be adopted State-Wide that everyone would be in support of that.

Motion, BOE, Sec. PCH. unan. to appoint a local Committee to promote 1:00 a.m. closing State-Wide.

Sel. Hart stated that he would like to set up a meeting with the abutters to the Highway Dept. garage, BOS, and Highway Dept. with regards to the banking at the back portion of the Highway Dept. garage. He said that he is concerned with safety and the appearance of the pit. Members agreed that they would like to go over the situation with the Highway Supt. before the meeting and Sel Hart suggested that on the weekend that the BOS are going to look at liquor establishments, perhaps they could look at the Highway Dept. property.

Motion, PCH, sec. BOE, unan. to set up a meeting with the abutters to the Highway Dept. garage, BOS and Highway Dept. with regards to the safety and appearance of the back portion of the Highway Dept. garage, for input before putting together a plan.

At 9:44 p.m. Motion CAH, second BOE, unan. to adjourn the meeting.

For the Board of Selectmen, by
Paula P. Newman

THE UNIVERSITY OF CHICAGO
DEPARTMENT OF CHEMISTRY

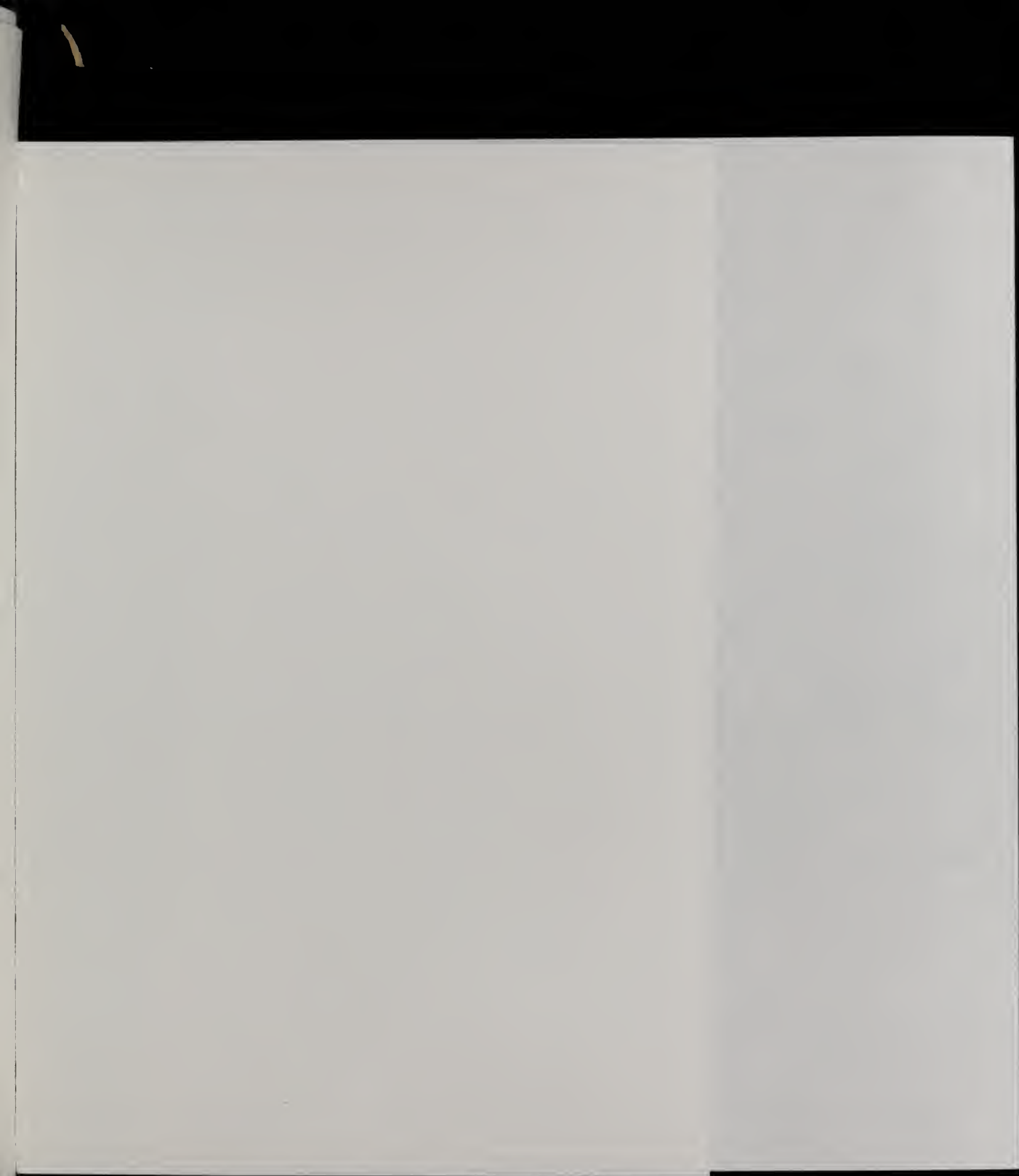
REPORT OF THE
COMMISSIONERS OF THE
LAND OFFICE
FOR THE YEAR 1897

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FOR THE YEAR 1897



Meeting
January 3, 1983

Regular meeting of the Board of Selectmen held January 3, 1983. Members present were: Mr. Ready, Mr. Harvey, Miss Towle and Mr. Hart. Mr. Emerson was away on vacation. Executive Secretary Norman E. Thidemann was also present. Chairman Ready called the meeting to order at 7:30 pm.

Open Session

During the open session Pauline Taylor was present to present two articles for the Annual Town Meeting Warrant to rescind rent control in the Mobile Home Park. Chairman Ready said that Town Counsel will review the wording of these articles.

Lowell Cable
TV

Mike Angie was present from Lowell Cable TV to explain to the Board some changes that they have made in channel carriage due to the increase in copyright tribunal fees, and added that each Chelmsford subscriber will have to pay a \$.64 surcharge commencing the first of February. He is asking the BOS and all subscribers to contact their Congressmen to protest this increase in fees. PCH indicated that he would like to schedule Lowell Cable to attend a regular session of the BOS to discuss their rates, etc. Dick Ste. Marie, CH of the CATV Comm. stated that the license only requires that Lowell Cable notify us ahead of time of any rate change.

Minutes
Approved

Motion CAH, second BAT, unan. to approve the minutes of the December 20th meeting.

Tony's Pizza
Comm. Vict.
Lic.

Anthony Morris was present to request a Common Victualler License for Tony's Pizza, 210 Boston Rd. The Board told him they have decided that this will require a public hearing, to be scheduled for January 17th.

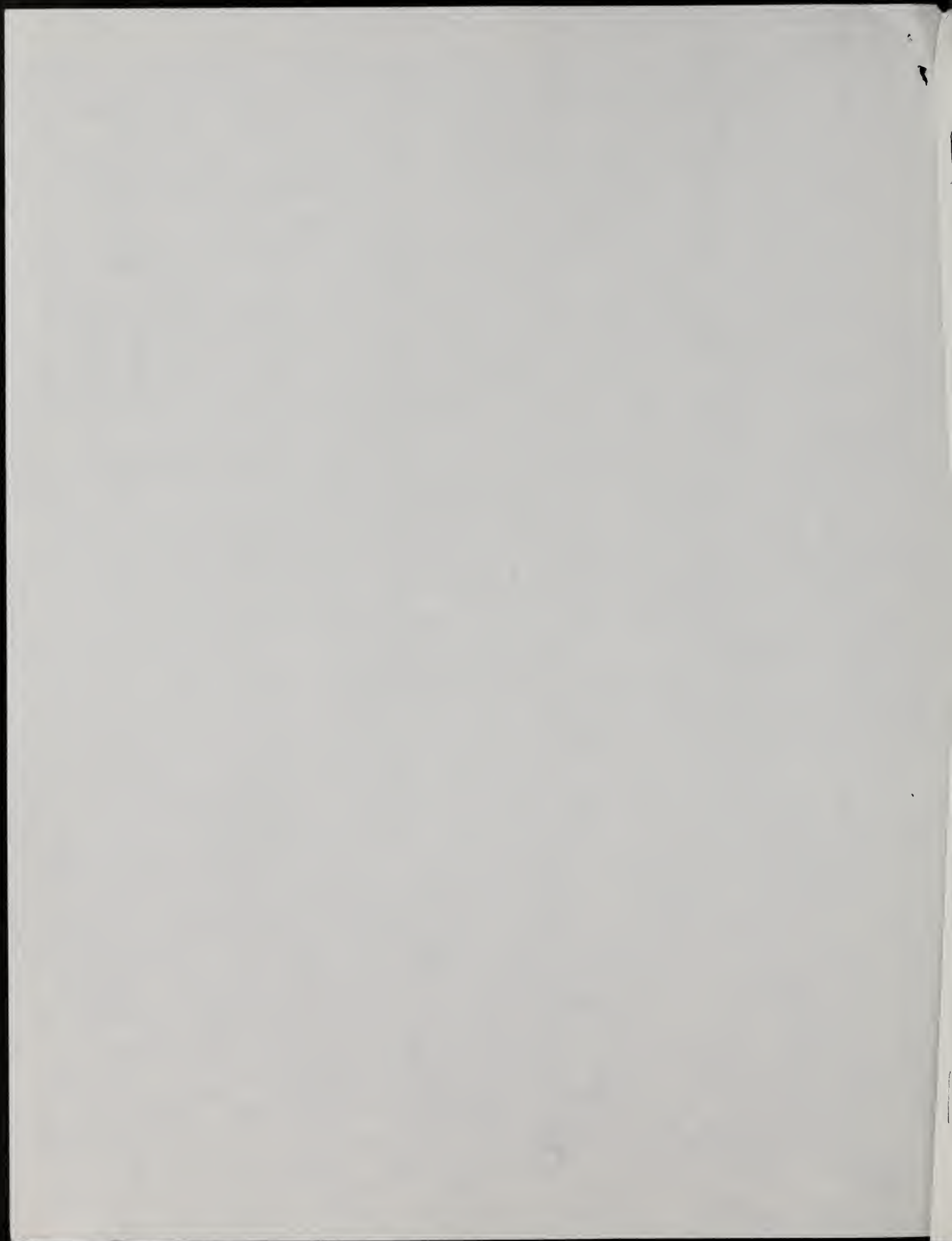
Adjourn to
Room 206

There were so many people present for the Public Hearing on the application of Ron's Market for a Beer & Wine Package Goods Store License that Chairman Ready adjourned the hearing to Room 206. He also explained what the procedure will be: presentation by the attorney, questions from BOS, persons speaking in favor, persons speaking in opposition and then the BOS.

Public Hearing
Ron's Market
Application
for Beer & Wine
Package Store
License

Attorney Joseph B. Shanahan, Jr. represented Ronald and Patricia Wetmore, owners of Ron's Market, in their application for a Beer & Wine Package Goods Store License at 321 Acton Road, South Chelmsford. He presented Return Receipt cards. He stated that the Wetmores are aware of the feelings of the persons present and know that they will have to convince their neighbors that this license will not be detrimental to the neighborhood. He asked those present to listen to the details of the presentation and to the restrictions they would be prepared to put on the license if granted. He then gave Mr. Wetmore's background, and stated that the repeal of the Sunday Blue Laws may cause him to close the store, since having the larger stores open Sundays caused Mr. Wetmore's business to drop by 50% during the month of December. Out of the 1400 square feet in the store, 100 square feet, or 7% will be the area used for the display of beer and wine. The hours for selling would from 10 am - 9 pm Monday through Saturday, and they do not expect that the sales of beer and wine will exceed 30% of their total sales. Mr. Shanahan then read a motion he would suggest the BOS make if they decide to grant the license: 1. hours limited to above; 2. sales in accordance with floor plan submitted with application; 3. sales shall not exceed 30% of gross sales - BOS can ask for copy of income statement and/or balance sheet if they think it has gone over; 4. statement of surrender dated July 1, 1983 to be held in escrow by BOS and reviewed on or about July 1, 1983. The statement of surrender indicates that if the BOS determines that they should cease to conduct business under this license, that said license will be surrendered within 30 days and any right to appeal will be waived.

In answer to questions from the BOS, Mr. Shanahan stated that there will always be a responsible adult to receive shipments of beer and wine; that parking will remain the same - on street and in the parking lot between the store and the church; returned bottles will be stored in the basement; that if there are



problems with kids hanging out around the store, the Wetmores are very responsible people and will take care of this. Mr. Shanahan had quoted Chapter 138, Sec. 123 of the Mass. Gen. Laws. indicating that liquor licenses should be granted with the view of serving the public need and in such manner as to protect the common good. He then presented a petition signed by app. 175 customers of the store who support the application.

Ron's Market
Public Hearing
cont'd

Chairman Ready asked for a show of hands of those in favor of the license, and app. 20 persons raised their hands. Speaking in favor were: Carol Wetmore, 51 Locke Rd., and Pauline Taylor, 270 Littleton Rd.

Chairman Ready then asked for a show of hands in opposition to the application, and more than 100 persons raised their hands. Speaking against the application were: Attorney John Coddair, representing the First Baptist Church, the closest neighbor to the store, whose parishioners are opposed on secular, rather than religious grounds. He introduced Tom Carver, member of the Church Council, Rev. Francis Costello and Mrs. Jean Kleppen, who expressed concerns about increased parking, additional traffic, and the potential for additional loitering in the area. A petition signed by app. 355 persons opposing the application was presented. It was noted that Baptist Pond and the 4-H grounds are already areas where teenagers congregate and drink. Rick Valladares, 3 Parkerville Rd., read a list of concerns of neighbors. Others speaking in opposition were: Gordon Islip, 14 Sleigh Rd.; Dr. Peter DiGiovanni, 4 Cranberry Lane; John Purpure of Westford; Mrs. Charles A. House, 20 Proctor Rd.; Ray Palmer, 32 Parkerville Rd.; Mrs. MacCallum, Robin Hill Rd.; Fred Peterson, 47 Parkerville Rd.; David and Jane Beddoe, 27 Maple Rd.

Attorney Shanahan then stated that the Wetmores did not expect a vote granting the license tonight, that the application had been filed in good faith and they did not want to withdraw the application prior to the Public Hearing, in order that both sides of the story could be heard, and then asked that the application be withdrawn without prejudice.

Motion CAH, second BAT, unan. to accept the withdrawal of the application of Ron's Market without prejudice.

The hearing adjourned at 9:20 p.m.

The Board reconvened in their first floor meeting room. at 9:30 pm motion CAH, second BAT, to go into Executive Session with the School Committee to discuss collective bargaining. Roll Call vote was as follows: CAH-Aye; BAT-Aye; PCH-Aye; DJR-Aye.

Ex. Session w/
School Comm. r
Collective
Bargaining

The Board returned to Open Meeting at 10:50 p.m.

Return to
Open Meeting

Under Board member reports, BAT read the report from Police Chief McKeon outlining the arrests for the past 2 years for drunken driving, and the times when they occurred. She also noted that the Democratic Town Committee is meeting January 19th.

Board Member
Reports

The Ex. Sec. reported that the Old Town Hall sign blew down in the wind and is beyond repair. Motion CAH, second BAT, unan. that the Town Hall Restoration Committee be asked to make a recommendation on replacing the sign.

Ex. Sec.
Reports

He reported that public messages can be broadcast on Channel 43, Cable TV, by contacting either him or the School Department.

The Ex. Sec. reported that two bids had been received for the printing of the Annual Town Report and FinCom Warrant - Town Printing of Andover was app. \$64. less than Picken Printing but he would recommend Picken Printing since they have the expertise and are always ready on time. Motion CAH, second BAT, unan. to award the bid for the printing of the Annual Town Report and Warrant to Picken Printing.

Ex. Sec.

Reports cont'd

The Ex. Sec. reported that he will outline the basic procedures to be followed in obtaining various licenses - Common Victualler's, Class II Auto Dealer's, etc. hopefully by the next meeting.

The Ex. Sec. reported that the Insurance Advisory Committee has come up with some recommendations on insurance: 1. Health insurance - they have exhausted all alternatives and recommend that the Town stay with BC/BS, since the premium is low for this area; 2. question for ballot or Town Meeting: shall the Town pay half the cost for the surviving spouse of a Town employee; 3. shall Town employees have the option to purchase additional life insurance - up to \$5,000 can be approved by the BOS - must be a ballot question if over \$5,000.

Rules suspended

Motion PCH, second BAT, unan. to suspend the rules and complete the Board's business after 11:00 p.m.

Unfinished Business

Under unfinished business, motion CAH, second BAT, unan. that Alfred Handley of Dracut, Armand Soucy of Lowell, Henry Sullivan of Chelmsford and Brian Sullivan of Lowell be appointed Deputy Constables for the Town of Chelmsford for 1983, as recommended by the Elected Constable.

Motion CAH, second BAT, unan. that the speed limit on Parkhurst Rd. be posted as 30 m.p.h. and that the state be notified of same.

Motion CAH, second BAT, unan. that the bid for the Chapter 90 reconstruction of Graniteville Rd. be awarded to Barco Inc., d/b/a Woodland Construction of 299 Ettrick Street, Brockton, Mass. in the amount of \$81,360.00 as per the recommendation of the Highway Superintendent.

Press Questions

There was no New Business. Under Press Questions, Reinhardt Krause of the Lowell Sun asked for a list of litigation that has been settled by Town Counsel. Motion BAT, second PCH, unan. that we request a list of pending litigation from Town Counsel to be in this office within one week. Motion PCH, second BAT, unan. that this list be kept constant and updated in the BOS office at all times.

Adjournment

At 11:10 pm, motion PCH, second BAT, unan. to adjourn the meeting.

For the Board of Selectmen, by

Judith E. Carter

[The text on this page is extremely faint and illegible. It appears to be a multi-paragraph document, possibly a letter or a report, with several lines of text visible across the page.]

RECEIVED
MAR 9 2 50 PM '83
TO: TOWN CLERK
FROM: TOWN CLERK

Mtg. Jan. 17 1983	Regular meeting of the Board of Selectmen held Monday, January 17, 1983. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson, Miss Towle and Mr. Hart.
Members Present	Norman Thidemann, Executive Secretary, was also present.
Open Session Youth Center Proposal	During the open session high school student Kelly Howland, 16 Donna Road, was present to request the Board's help in establishing a Youth Center. She said that High School principal George Simonian had suggested that the 6 classrooms left at the North School might be feasible. The Board told her that the North School site is being considered for elderly housing, and that to make the 6 classrooms useable would cost \$200 - \$300,000. They suggested that she look into other locations for her proposed center.
Town Counsel, Bldg. Insp. Appeals Board re Niemaszyk Manhattan Drive	Town Counsel James Harrington was present, as well as Building Inspector Ronald Wetmore and Board of Appeals Chairman Daniel Burke, to give the Board an update on the matter of Thomas Niemaszyk's land filling at 12 Manhattan Drive. BOE said that he had requested the meeting since there are allegations that the special permit granted to Mr. Niemaszyk is not being lived up to and the BOS would like to know if the conditions are being enforced. Mr. Harrington



said that Mr. Niemaszuk had obtained a Special Permit to fill the land after the work had been started, and that it required him to file plans with the Building Inspector, post a \$10,000 bond with the Board of Appeals and to have the work completed by January 1, 1983, the expiration date of the permit. He said that none of this has been done, and that the permit is now null and void. He feels the Town should bring action to enforce the zoning by-law. Mr. Harrington and Mr. Burke summarized Mr. Niemaszuk's dealings with the Board of Appeals, and Mr. Burke said that the Board of Appeals conditions have not been met. Mr. Wetmore stated that he and the Planning Board engineer had inspected the slope, and Mr. Burke noted that the Bldg. Insp. has done what the Board of Appeals expected of him. Mr. Harrington told the Board that he will take action in Superior Court for a preliminary injunction against Mr. Niemaszuk, which may take 2 - 3 weeks, and ask for a full trial, which may take at least a year.

Chairman Ready called the meeting to order at 7:40 p.m.

unan.

Motion CAH, second BOE, to approve the minutes of the January 3rd meeting, both Regular and Executive Sessions.

Minutes Approved

John Mitcehl was present for a Public Hearing requesting the transfer of the Class II Auto Dealer's License at 113 Tyngsboro Road from William Sweeney to Elite Motor Cars Ltd. He stated that he is purchasing the property from Allen Mello contingent upon getting the license transferred. DJR commented that the sign does not conform with the sign by-law, and he can check with the Bldg. Insp. on how to correct that situation. BOE said that Mr. Mitchell should provide the Board with a certified plot plan showing the dimensions of the lot, location of the building, number of parking spots for cars, etc.

Pub. Hrg. - John Mitchell - Class II Auto Deal. License
113 Tyngsboro Rd.

Motion PCH, second CAH, unan. to grant the transfer of the license subject to a certified plot plan being submitted to the Bldg. Insp. and based upon his recommendation, no more than 30 cars, no junk cars and the sign to be in conformity with the by-law.

A Public Hearing was held on the application of Anthony Morris for a Common Victualler's License to be exercised on the premises at 210 Boston Road, to be known as Tony's Pizza. Mr. Morris said he is purchasing the business known as Mike's Pizza, and that he has worked in the pizza business previously. No one was present to speak in favor of or opposition to this license. Motion CAH, second BOE unan. to grant a Common Victualler's License to Tony's Pizza, 210 Boston Road, with the restriction that there may be no more than 30 seats for patrons.

Common Vict. Lic. - Tony's Pizza

A representative from the St. Vartanantz Armenian Church Parish Council was present to request a 1-day All Alcoholic License for an Indoor Picnic to be held on February 13 from 1 pm to 6 pm. Motion CAH, second BOE, unan. to grant this license.

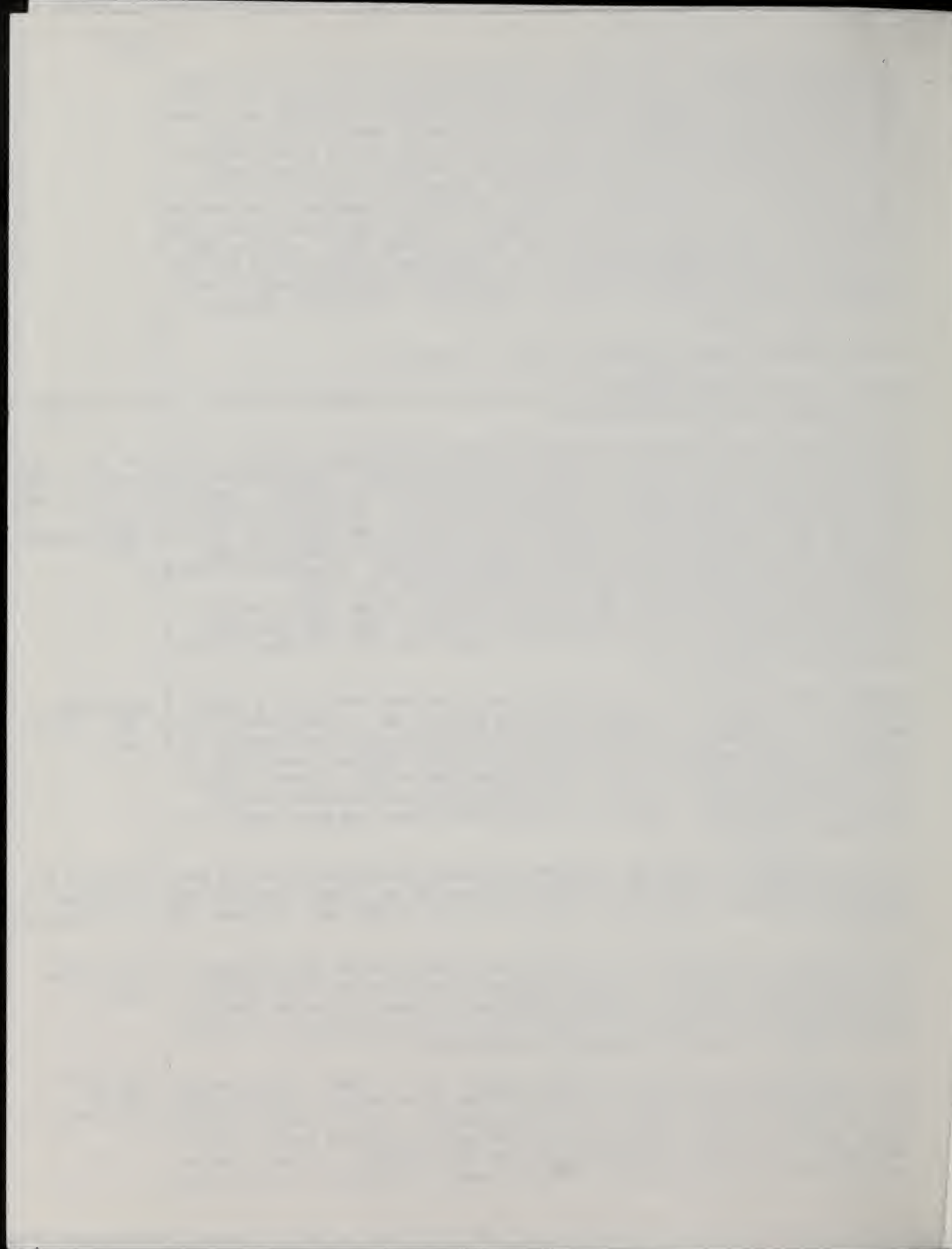
1-day All Alc. License - St. Vartanantz

Under reports, CAH reported that the Dog Pound Committee has been organized, Tom Christiano is Chairman, and that various sites are being looked at and considered. Dr. Carlson and Stephen Wojcik will present a plan for the proposed pound at the February 17 meeting. He also requested that an article be placed on the warrant for funding the new dog pound.

Board Member Reports

At 8:00 pm a hearing was held re a dog owned by David Hurlbert, 93 Richardson Road. DJR swore in Mr. Hurlbert and Dog Officer Frank Wojtas. The Dog Officer said he has requested the hearing, since the Hurlbert dog is constantly running loose, and was in a dog fight at the High School during which time a student was bitten. Mr. Hurlbert apologized for the dog's actions, and said that he cannot take the dog where he is now living, and that obviously the dog cannot

Dog Hearing - Hurlbert Richardson Rd.



stay at Richardson Road with his mother because they do not restrain it. The Dog Officer requested that the dog be removed from Town. Motion BOE, second PCH, that Mr. Hurlbert remove the dog from Town within 10 days and if it is not gone at the end of 10 days, the Dog Officer is authorized to dispose of the dog. Vote was 4 in favor, 1 opposed (CAH).

Bid Award -
Old Town
Hall

BOE reported that bids were opened for the restoration of the Old Town Hall - 16 bids were received. At the ATM only \$100,000 was appropriated, and the Town Hall Restoration Committee has asked the FinCom for a transfer of \$15,000 to cover the architect's fees and contingencies. PCH commented that the Committee should have come to the BOS before going to the FinCom. Motion CAH, second BOE, unan. to award the bid for the restoration and renovation of the Old Town Hall to Rahimi Brothers of Lowell in the amount of \$99,500 and to approve the request for the transfer of \$15,000.

Board Member
Reports

PCH reported that an article in the newspaper indicated that 2 or 3 Board members and the Executive Secretary are in support of the School Committee's budget. The Executive Secretary stated that he did not state that he did or did not support their budget.

Motion BAT, second BOE, unan. to establish the effective rate of mileage reimbursement at 20¢ per mile, subject to confirmation that this is legal.

Ex. Sec.
Reports

The Ex. Sec. reported that there will be budget hearings next Monday on small committees budgets. He also noted for the press that there is sand available for Town residents at the old sand pit beside McCarthy Jr. High School. Lowell Cable TV and Mass. Electric are scheduled to attend the meeting on January 31st.

New Business

Under New Business BOE said he wants the Board to set a figure for sidewalk construction for the ATM Warrant and check with the FinCom to see what might be available. Motion BOE to appropriate between \$50,000 and \$100,000 for sidewalks. There was no second to the motion.

Budget Hearings
Recreation

The Recreation Commission budget was presented by the Chairman Bette Ressel. They are requesting \$2250 for new helmets for Pop Warner, more money for tennis instructors and a lifeguard chair at Crystal Lake. The total increase asked for is 23%. PCH told them there may not be funds for this type of increase, and they may have to settle for 2 or 3%. Mr. Charpentier noted that storage space at the North Town Hall is working out well, and that the RecComm appreciates the use of the Town Offices gymnasium.

At 8:40 there was a 5 minute recess.

Veteran's
Dept.

Mary McAuliffe discussed the Veteran's Dept. budget with the Board, requesting an 8% increase.

Meeting with
FinCom

George Ripsom, FinCom Chairman, was present and explained where the FinCom thinks the Town stands financially. He requested the Board to call a Special Town Meeting within the next month and appropriate \$300,000 - \$375,000 for some of the warrant articles for the next fiscal year, before the tax rate is set. The FinCom feels that this will establish the best tax base to meet the Town's needs in future years. Motion BOE to call a Special Town Meeting as requested by the FinCom. There was no second to the motion.

Motion BAT, second BOE, to place the matter on the agenda for the Jan. 24 budget hearings, and to post it as a regular BOS meeting. Vote was 4 in favor, 1 opposed (PCH).

Law Dept.
Budget

The Ex. Sec. reported that the Law Dept. budget is level funded.

William Edge, Supt. of Public Buildings was present to discuss his budget and noted that a third janitor will be needed next year due to the increased number of buildings that must be serviced.

118
Pub. Bldgs.
Budget

Under New Business BAT requested that the Ex. Sec. check and see why the repair number listed Lowell Cable TV bill is never answered, and also to remind the Police and Fire Depts. that parking is allowed on only one side of Carlisle and Albina Streets.

New Business

PCH and DJR both announced that they will run for another term in April.

DJR and PCH
Seek Reelecti

Motion BAT, second BOE, to adjourn the meeting at 10:15 p.m.

For the Board of Selectmen, by

Judd E. Carter

10

THE UNIVERSITY OF CHICAGO

DEPARTMENT OF THE HISTORY OF ARTS AND ARCHITECTURE

OFFICE OF THE DEAN

CHICAGO, ILLINOIS

RECEIVED

MAR 9 2 50 PM '83

TO MAYOR
MILLAIRE
TOWN CLERK

Regular meeting of the Board of Selectmen held Monday, January 24, 1983. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson, Miss Towle and Mr. Hart. Norman E. Thidemann, Executive Secretary, was also present.

Members
Present

During the Open Session Mrs. Linda MacCallum and other South Chelmsford residents were present to express their concern over the waste being discharged by Frequency Sources on Maple Road. She read a letter from Richard Lynch, spokesperson for the group and Chairman of the Hazardous Waste Advisory Committee, who was out of Town. She also referred to a Sept. 1981 letter from the Bldg. Insp. to Frequency Sources, indicating that they were violating the zoning by-laws. BOE said the Bldg. Insp. told him today that in his opinion they are in complete compliance with both local and state requirements, and maybe the residents should contact a state agency. Mrs. MacCallum said they still feel there is a zoning violation. DJR quoted a letter from the Board of Health stating that they feel Frequency Sources is in compliance, but feel it may be a zoning violation. PCH recommended that the Board ask the Bldg. Insp. why he has changed his opinion, and invite him to the next meeting to explain this to the residents.

Open Session
Frequency
Sources

Chairman Ready called the meeting to order at 7:20 p.m.

Motion CAH, second BOE, unan. to approve the minutes of the January 17 meeting.

Minutes
approved

Daniel Burke, CH, was present to go over the Board of Appeals budget. He noted that the budget is increased by app. \$500 for advertising and salary, and that the Board is basically holding 2 hearings per month.

Board of
Appeals budget

Under unfinished business, motion CAH, second BOE, unan. to appoint Karen Flynn, 140 Warren Ave., to the combined position of Senior Clerk for the Bldg. Insp. and the Council on Aging, at the union rate.

Unfinished
Business

Under New Business, DJR requested that the Safety Officer be asked to review the signs indicating the pedestrian crosswalks on Maple Rd. and Route 27, and make a recommendation as to their location. He asked that all Water Commissioners be invited to attend the meeting when the hydrant budget will be discussed.

New Business

PCH requested that the road to the parking lot at McFarlin Manor be marked with a sign by the Highway Dept. and that a sign also be placed on the fence.



Consv. Comm.
Budget

James McBride, Consv. Comm. CH, presented the Commissions budget, asking for level funding for FY84. Motion PCH, second BAT, unan. to support this budget.

Mr. McBride told the Board that their clerical expense is less, since the position is combined with the Board of Appeals, that all engineering fees are paid by the applicant, and that they have a balance of app. \$30,000 in their land acquisition fund. He also told the Board that the Commission is going to close the road into the Wright Reservation, since it is being used as a dumping spot, and will ask the Highway Dept. to help clean it up in the spring.

New Business

Under new business, DJR noted that many storm drains were blocked during the storm Sunday, and asked if residents could help by clearing the drains near their property. PCH noted that the Highway Dept. should have opened all the drains after the major snowstorm last week.

The Highway Dept. is to be asked to erect a Dead End sign on Woodhead Drive.

Dog Officer
Budget

Dog Officer Frank Wojtas was present to discuss the Dog Officer Dept. budget. The Ex. Sec. explained that the budget reflects establishing regular hours for the Dog Officer, Asst. Dog Officer and hours at the pound, as well as funds for the lease of the existing pound. The Dog Officer will make app. \$16,000 per year, the Part-time Dog Officer app. \$5,000.

Mr. Wojtas told the Board that David Hurlburt has found a home for his dog on Livery Road, although the Board had voted that the dog would have to be removed from Town. Motion PCH, second CAH, unan. to allow the dog to stay on Livery Road if the Dog Officer explains to the owners that the dog must be restrained at all times, that this arrangement is on a trial basis, and that if there are any problems, the dog may still be ordered removed from Town.

Mtg. with Fin-
Com re Special
Town Mtg.

George Nelson, FinCom Vice Chairman, was present to discuss the Special Town Mtg. that the FinCom had requested the BOS to call. DJR read a statement stating that he feels there are 2 separate issues before the BOS: calling the Special Town Meeting and take a position on the articles. He feels the Townspeople have not really had a chance to vote since Prop. 2½ went into effect. PCH stated that he is against calling the Special because there is nothing of an emergency nature, the Town is operating successfully and it is not good business sense to increase the dollar amount of taxes. CAH said he had talked to about 40 townspeople and it is his gut feeling that they don't want more taxes - we can ask for an over-ride in a couple of years. if needed. BOE read a statement supporting the Finance Committee's request to call a Special Town Meeting. BAT said she will support the request for a Special because she feels the voters need a choice.

Motion BOE, second BAT, to call a Special Town Meeting for February 10. Vote was 3 in favor (DJR, BOE and BAT), 2 opposed (CAH, PCH).

Motion PCH, second CAH, to move to reconsider the motion and place a question on the April 2nd ballot and then hold a Special Town Meeting within the Annual TM. The vote on his motion was 2 in favor (PCH and CAH), 3 opposed (DJR, BOE and BAT). Mr. Nelson said the FinComm will have a warrant article ready by Wednesday asking that app. \$300,000 be spent out of current income and put back into the Stabilization Fund. He also said they will have app. numbers for the tax rate by Feb. 10th.

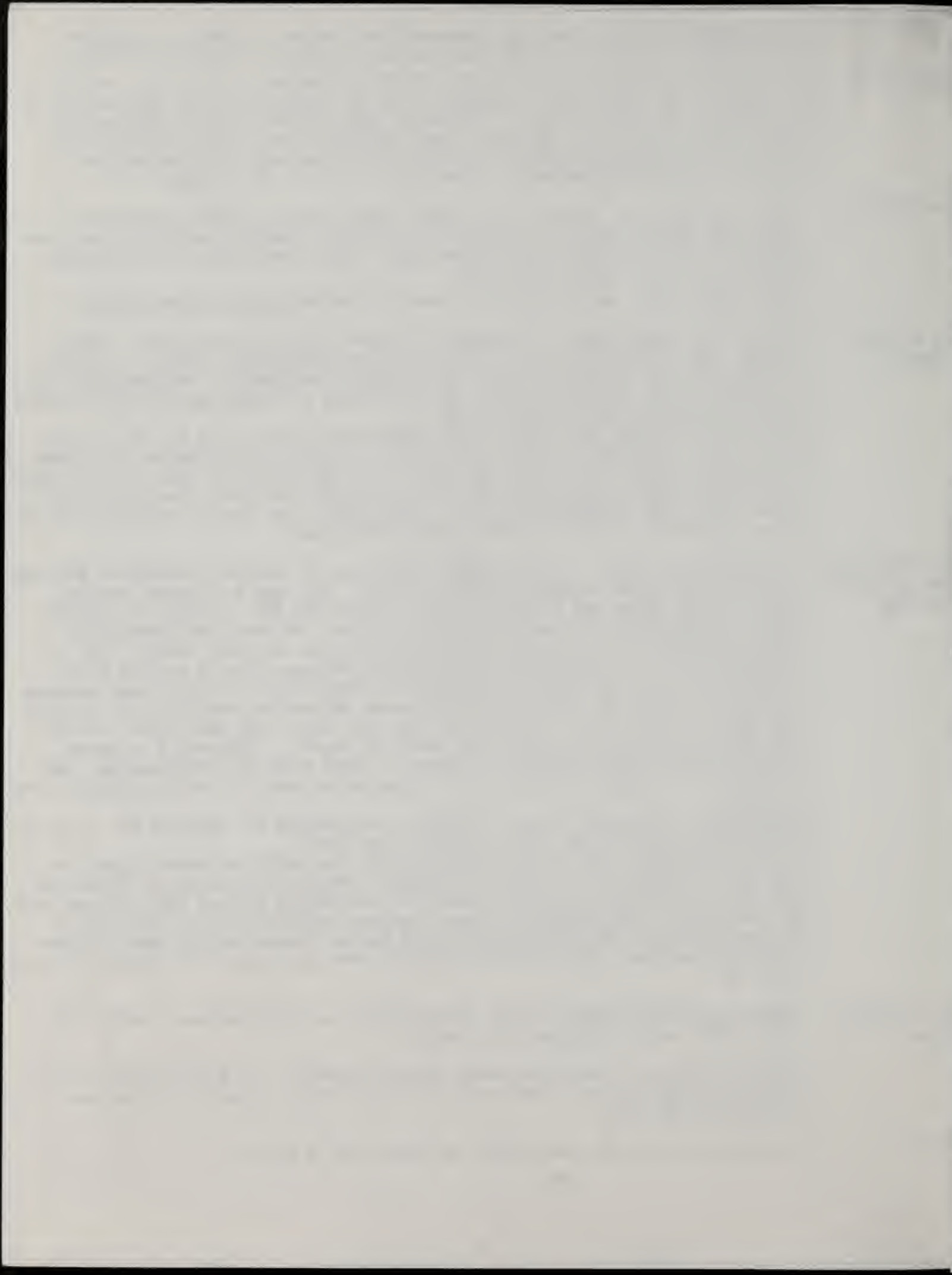
Civil Defense
Budget

Walter Hedlund presented a level funded budget for Civil Defense. Motion BAT, second PCH, unan. to approve this budget.

BAT moved that as a point of policy and new procedure, the BOS will not require a meeting with departments or boards with level funded budgets. Motion was seconded by BOE, unan.

Recess

At 8:15 pm motion CAH, second BAT, to recess for 15 minutes.



The Board reconvened at 8:30 p.m. Motion CAH, second BOE, that upon the advice of Town Counsel the BOS go into Executive Session for the purpose of discussing pending litigation. Roll Call Vote was as follows: CAH-Aye; BOE-Aye; BAT-Aye; PCH-Aye; and DJR-Aye.

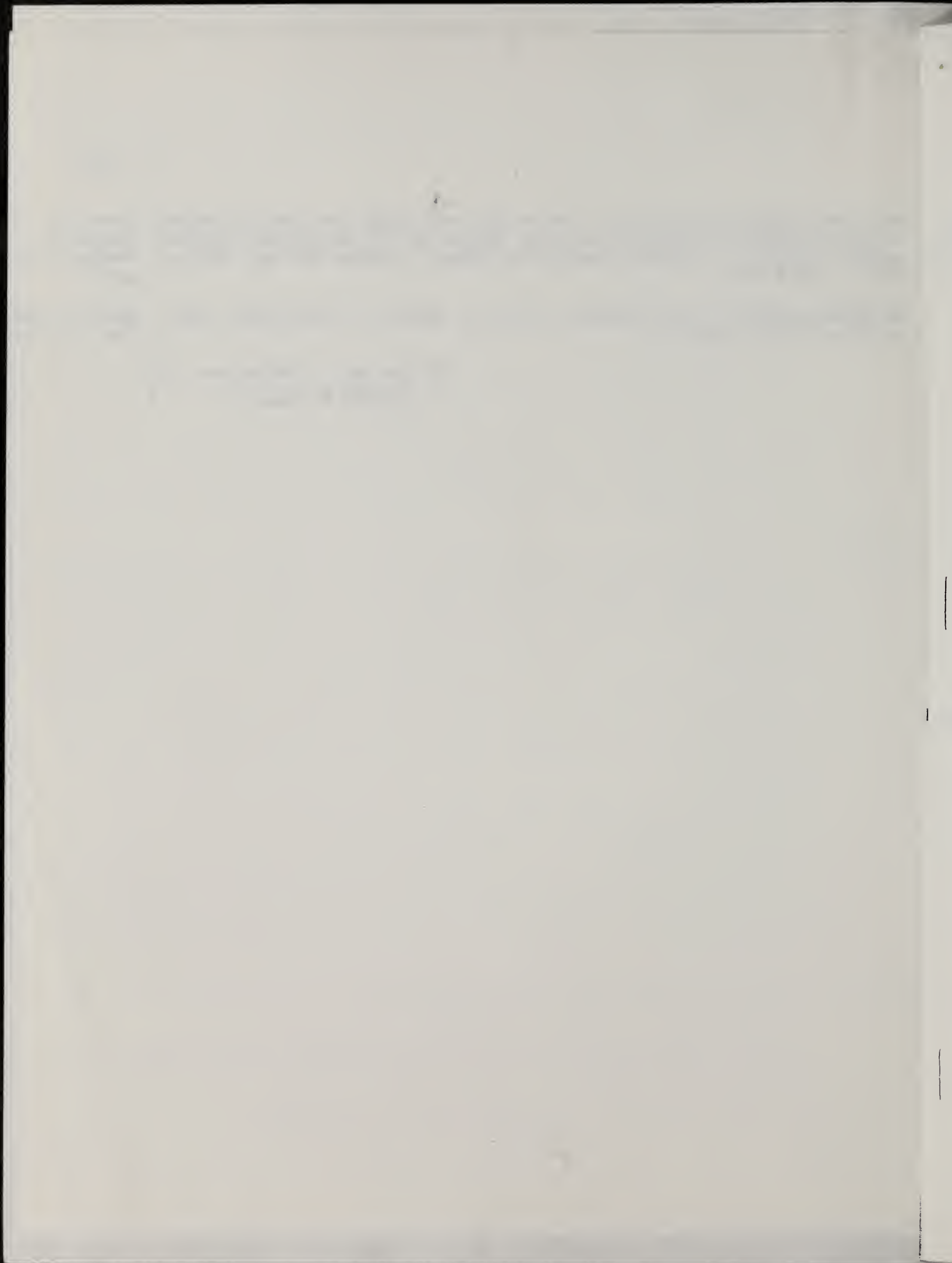
143
Executive
Session re:
Pending Liti-
gation

The Board returned to open session at 9:45 p.m. Motion CAH, second BOE, unan. to adjourn the meeting.

Return to Oper
Mtg. - Adjourn

For the Board of Selectmen, by

Judith E. Carter



RECEIVED

MAR 9 2 50 PM '83

TO TOWN CLERK
FROM CHAIRMAN

Regular Meeting of the Board of Selectmen held Monday, January 31, 1983. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson, Miss Towle and Mr. Hart. Norman E. Thidemann, Executive Secretary, was also present.

Members Present

During the Open Session, Thomas A. Niemaszyk read a letter to the Board Members giving them a brief history of what has been happening at his property over the past year. Chairman Ready stated that this matter is in litigation and Town Counsel has advised the BOS not to discuss it, but since we have an Open Session between 7 and 7:30 p.m. Mr. Niemaszyk can bring the matter to the attention of the Board.

Open Session
Thomas Niemaszyk

Mrs. Pauline Taylor, from the Mobile Homes Park in Chelmsford, asked about the Articles concerning the Park for the Annual Town Meeting. Mr. Thidemann told Mrs. Taylor that he has not yet talked with Town Counsel about these particular Articles, but that there is nothing to be concerned about since the Articles are in the folder and were submitted by Petition and must be on the Warrant and that the BOS did vote to have Town Counsel write the Articles up.

Open Session
Pauline Taylor

Mrs. Taylor also asked if the BOS gave Attorney Harrington permission to seek oral testimony concerning the legality of the By-law. She was informed that Town Counsel was within his jurisdiction to take whatever action he deems necessary to protect the Town.

Mrs. Taylor then spoke about a meeting that was being called by Mr. Penuel of the Chelmsford Mobile Park Home Tenants Assoc. and submitted a copy of a Flyer being distributed in relation to this meeting.

Chairman Ready called the meeting to order at 7:30 p.m.

Motion, CAH, second BOE, unan. to approve the minutes of the January 24, 1983 Meeting.

Minutes Approved

The Building Inspector was asked to attend this meeting as the result of remarks made by residents in the area of Frequency Sources at the Open Meeting portion of the BOS meeting held on Jan. 24, 1983. The Building Inspector submitted a package of correspondence that has gone on over the past years with regards to Frequency Sources. The Building Inspector was asked to explain why he had first indicated to Frequency Sources that they were in violation of zoning By-laws and then said that they were in complete compliance with local and state requirements. The Building Inspector stated that in his first opinion on Sept. 1, 1981 he cited Freq. Sources because the facility in question was located in a CA Zone and this was a violation. After they were cited, Freq. Sources withdrew their system and after working with the Board of Health they came back with another system, all within the Industrial Zone. They break down solids and whatever comes out of the ground is industrial waste - not hazardous waste. He consulted with Town Counsel and it was determined that this use is an Accessory Use and not a

Building Inspector
Frequency Sources

1
Mas
Co.
ing.

Low

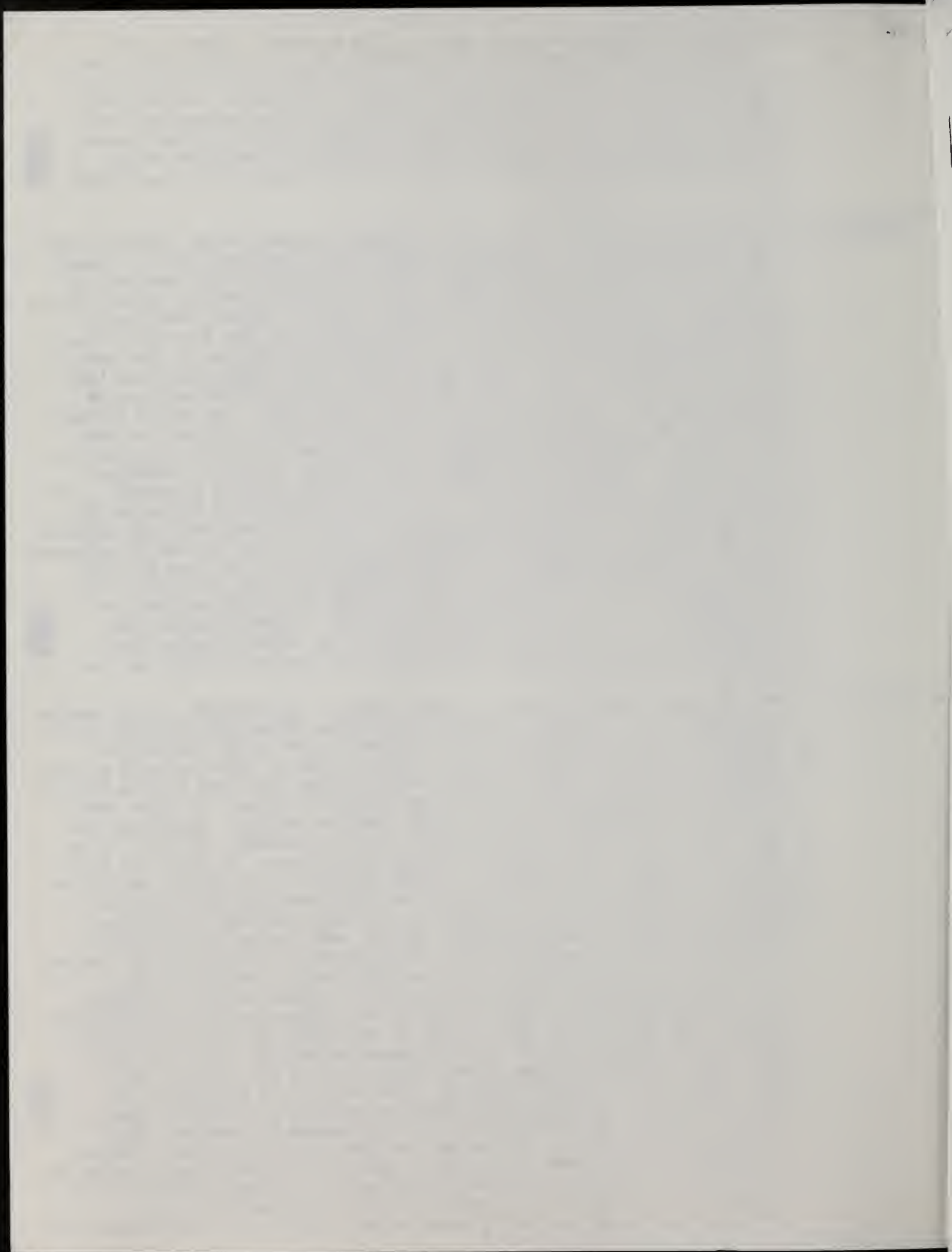
114
facility for disposal of solid waste - it is a system. Richard Lynch, 14 Parkerville Road questioned the accessory use and facility definition and stated that under Mass. Gen. Laws. Chap 41, Sec. 40 scientific on-site production must be considered under a facility definition. He also said that a meeting is being held between residents and representatives from DEQE on February 7th at the Byam School to discuss waste disposal systems. Motion, BOE, sec. PCH. unan. to ask Town Counsel for clarification and opinion of the difference between an accessory use and facility use before the February 7th meeting.

Mass. Elec.
Co. - Streetlight-
ing.

The Chairman explained to Mass. Elec. Company representatives, Gordon Dunsmore, John Woodburn and Robert Verron that the BOS were concerned with the length of time it has taken to install new lights and replace lights that are out in Town. Mr. Woodburn stated that since Prop. 2½ has come into effect, Cities and Towns have turned off some streetlights and then request them to be turned on, after the Mass. Elec. Co. understands that they have been turned off permanently, and this has caused considerable confusion for the Mass. Elec. Co. Some of the Elec. Co. stock is made up of lights that have been taken down in other towns. There are several hundred different types of lights and they do not know what to order. Mass. Elec. rep. Gordon Dunsmore said that the company does surveys on a regular basis on lights that are not working, and they do find lights burned out but mostly it is a question of vandalism. Burn-outs are fixed within a matter of hours - vandalism presents a problem because the parts are not always readily available.. It was mentioned that Parkhurst Road has a lot of incandescent lights and Mr. Dunsmore said that these would be easier to repair if they were vapor lights, and that they have a blanket order from the BOS to change all the incandescent lights. It was determined that if the lights burn out, the Town is still being charged for the service, but Mr. Dunsmore said that Mass. Elec. is not charging the Town for all of the lights that they have replaced and he thought this could be considered a trade off. After discussing the length of time it has taken to put up lights, the Selectmen asked the Executive Secretary to check on the lights that have not yet been put up, working with Mass. Elec.

Lowell Cable T.V.

Michael Angi, General Manager of Lowell Cable T.V. was present at this meeting at the Selectmen's request. Mr. Hart stated that although he is happy with Cable T.V. he is disappointed with a few areas - one is the loss of two stations, Chicago and Atlanta, and at the same time a slight increase in costs. Mr. Angi stated that the surcharge of .64¢ would not have been for the Atlanta and Chicago stations but for other long distance stations. He spoke about increases in copyright fees and to keep these two stations, would have cost the subscribers another \$3.00 a month. The .64¢ surcharge, he said, is to keep all the other long distance channels presently on. He also said that they are planning to do a survey of their customers in the future and if the customers indicate that they want stations other than the ones that they presently have, they will put these on. Sel. Hart indicated that he has received a number of phone calls re: service, and that in his particular area there have been constant periods of blackouts. He said that his concern is with the quality of service, and that many people have stated that it is almost impossible to reach the Cable T.V. people to file a complaint. Mr. Hart spoke about the length of time he was without service - several hours - and Mr. Angi said that he is not aware of any problem in this area that has taken this long to correct. Regarding phone service, Mr. Angi said that they added additional personnel and a separate phone for repairs. Mr. Hart referred to a personal knowledge - his father - of a problem with faulty equipment. His father was unable to get hold of Cable T.V. people and when the bill was delivered he was being charged for equipment that still has not been fixed, that he now has asked for the part to be removed and he has been told that the service is being discontinued because he has not paid his bill. Mr. Angi said that he will have to research the account for an answer. He said that if the piece of their equipment is at fault and it was out of service for 24 hours or more, they would issue a credit upon



the customer's request. Chairman Ready questioned the two channels that the Town was to receive from Cable T.V. - an educational channel and a government channel and he thought we should be able to cablecast over either channel from any place in Town. Sel. Towle raised the question of a telephone number for service at night. A number is now included on the bills for repairs, but an error was made on the November bills and this number was not included during that month.

Commissioners were present from all four Districts regarding a recommendation from the Finance Committee to consolidate the four Districts and to no longer support the Water Districts. Paul Bienvenue spoke for the Water Districts and stated that if fire hydrant maintenance is discontinued by the Town, it would be necessary to increase the charges for water to watertakers. Sels. Harvey and Towle stated that at this point in time they did not think that the entire system could be hooked together to work as one system. It appeared that the Fire Department did not have an accurate listing of all the hydrants in Town, but the Water Districts have provided the Fire Department with updated lists. Sel. Hart commented that the BOS have not seen any records or charts from the Water Dist. indicating maintenance of fire hydrants. Sel. Emerson said that he thought the BOS is satisfied with the present system with the exception that there was a lack of communication and the Board is looking for a record of services from the Water Districts and if this system of reporting could be implemented for this year, it would be helpful.

Water Commissioners.

Motion, PCH, Second, BOE, unan. to have the four Water Districts work with the Executive Secretary and come up with a format for a standardized form of reporting service, and when new hydrants are being installed these could be indicated on the newly completed map.

Motion, PCH, second, BOE to support four Water Districts' request for their budget for the coming year before Town Meeting.

Members of the Cable T.V. Commissioner were present at this hearing. Chairman Ste. Marie reported on the Budget showing .50¢ per customer charge. They are trying to keep their budget within that framework. He said that the T.V. station at the High School will be doing educational programs and he thought that the Town should provide some video tape. The basic major increase is because of the station now coming on and now having new duties, but again, they are trying to keep the cost within the money coming into the Town. BOE referred to a letter that he had received re: a vendor. Lowell Cable T.V. has stated that if the Town goes with a company in N.H. they would not support the company. Richard Ste. Marie said that the subcommittee addressed this problem and that they are recommending Video Lab because in all the dealings that they have had with smaller companies they have had better service with these companies, Pat Moser has dealt with this company, and also they will provide loan out equipment if any equipment breaks down and Lowell Cable cannot guarantee this.

Cable T.V. Commission Budget Hearing

A discussion followed regarding complaints with Lowell Cable T.V. Chairman Ste. Marie recommended that the BOS ask for a separate phone line with Lowell Cable T.V. since they are presently servicing Lowell, Billerica, Tyngsboro and Chelmsford. Sel. Hart asked the Cable T.V. Commission to continue calling Lowell Cable T.V. on complaints, but any recommendations they had to improve service from Lowell Cable T.V. contact this office, in writing, and the BOS will follow up on this. Chairman Ready suggested hold a meeting at the Cable T.V. Studio and Ch. Ste. Marie will look forward to meeting with the BOS at the studio once the studio gets going. Motion, PCH. second, BOE, unan. to support the Cable T.C. Commission Budget.

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Reports

Sel. Towle reminded all present of the Democratic Caucus to be held on Sat. February 5th in the Town Offices gymnasium.

Sel. Hart reported on an item in the newspaper, that Senator Shea from Lowell has endorsed the concept of the Univ. of Lowell expanding to the Midd. Training School in North Chelmsford. Sel. Hart urged that this item not be placed on a back burner and recommended pushing strongly to meet with Senator Shea. Sel. Towle said she would be happy to meet with the Senator for the Board. There is a meeting scheduled at the Univ. of Lowell on Feb. 3rd and the Exec. Secretary plans to attend - he is presently calling the County Commissioners' office trying to get this confirmed. Motion, PCH, Second, BOE, unan. to contact fellow Selectmen throughout Midd. County and ask for their endorsement for such a plan.

The Executive Secretary, Norman Thidemann, reported that he had received a call from Senator Amick's office today re: Senate Bill 1741 relative to the closing of Route 3 Rest Area. This will be heard on Tuesday, Feb. 8, 1983 at 11:00 a.m. in Room 446 in the State House. NET is planning on testifying.

NET has received a communication from the Board of Registrars re: setting hours for Elections

Motion, CAH, Second, BOE, unan. that the Board of Registrars hold three evening sessions for voter registration as per their memo of Jan. 26, 1983.

Unfinished
Business

Appointments
Cultural Council

Motion, CAH, Second, BOE, unan. that Madelynn Ellis, 1 Princess Avenue be appointed to the Cultural Council.

Special Police
Officer

Motion, CAH, Second, BOE, unan. that Sergeant Richard Guinazzo of the Dracut Police Department be appointed a Special Police Officer in the Town of Chelmsford.

Streetlights

Motion, CAH, Second, BOE, unan. that the Massachusetts Elec. Company be requested to place a 4,000 lumens light on MECO Pole #6 and on MECO Pole #592/3 on Progress Avenue and on MECO Pole #637/1 on Elizabeth Drive.

Warrant Articles
Spec. Town Meet.

After a discussion of the Articles the majority of the Board felt that the Townspeople should have the opportunity to vote on the Articles.

Motion, CAH, Second, BOE, unan. to oppose Articles 1, 2, 3, 4, 5 and 6 as per the Warrant for the February 10, 1983 Special Town Meeting.

New Business

The Selectmen agreed to ask Town Counsel to look into the Lowell Cable Television contract regarding channels, services and the legality of paying a surcharge.

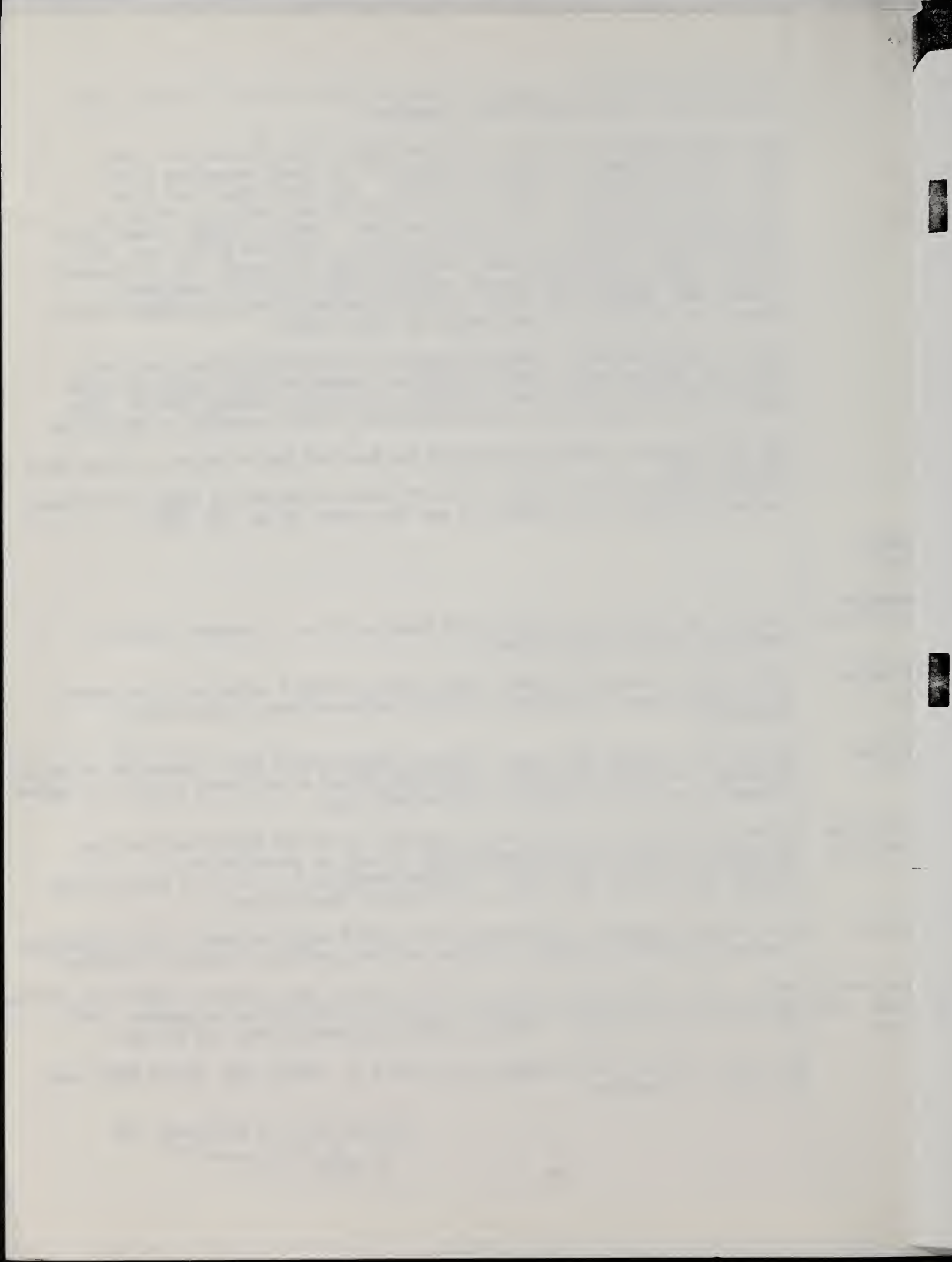
Executive Session
re: Pending for
Litigation

Motion, CAH, Second, BOE, unan. that the Board go into Executive Session at 10:30 p.m. for the purpose of discussing strategy in regards to collective bargaining. Roll Call Vote was as follows: CAH-Aye; BOE-Aye; BAT-Aye; PCH-Aye and DJR-Aye.

The Board returned to open session at 11:00 p.m. Motion CAH, second BOE, unan. to adjourn the meeting.

For the Board of Selectmen, by

Evelyn Newman



Meeting of the Board of Selectmen held Thursday, February 10, 1983 in Room 117
McCarthy Junior High School. Members present were: Mr. Ready, Mr. Harvey,
Mr. Emerson and Mr. Hart. Miss Towle was absent due to illness. Norman E.
Thidemann, Executive Secretary, was also present. Chariman Ready called the
meeting to order at 7:05 p.m.

117
Meeting
Feb. 10, 1983
Members
Present

A Public Hearing was held on the application of John G. Harrington for a transfer
in corporate name and location of his All Alcoholic Retail Package Goods Store
License. Mr. Harrington submitted Return Receipt cards, an affidavit of noti-
fication to abutters, and told the Board that he is moving his store from his
present location at 18 Boston Road to a new building at 10 Summer Street, and
is changing the corporate name from Chelmsford Wine & Liquor Shop, Inc. to
Harrington Wine & Liquors, Inc. He is the President and Treasurer of the
Corporation, and Louise Harrington the Clerk. He is hoping to open the new
store on February 28th, and would like permission to start transferring stock
and receiving deliveries at this location. No one present spoke in favor of
or opposition to this application. Motion CAH, second BOE, unan, to approve
the application of John G. Harrington for the following transfers of his All
Alcoholic Retail Package Goods Store License: 1. corporate name from Chelms-
ford Wine & Liquor Shop Inc. to Harrington Wine & Liquors, Inc., and 2.
premises from 18 Boston Road to 10 Summer Street, Chelmsford. Motion CAH,
second BOE, unan. that he be allowed to transfer and store whatever is necessary
at the new place of business.

Pub. Hrg.
John Harrington - Transfer
of Location and
Corporate Name
of Alcoholic
Retail Package
Goods Store
License

Motion CAH, second BOE, unan. that John J. Mack, Jr., 94 Hildreth St., Westford, Appointment
be appointed to the position of Captain in the Police Dept. as per the recommen- Captain -
dations of the Police Chief, to be effective February 15, 1983, and to replace Pol. Dept.
Walter W. Edwards, who is retiring.

Motion CAH, second BOE, unan. that Lance R. Cunningham of North Billerica be Appointment -
appointed to the position of sergeant as per the recommendations of the Police Sgt. Police
Chief, effective February 15, 1983, to replace John J. Mack, Jr. Dept.

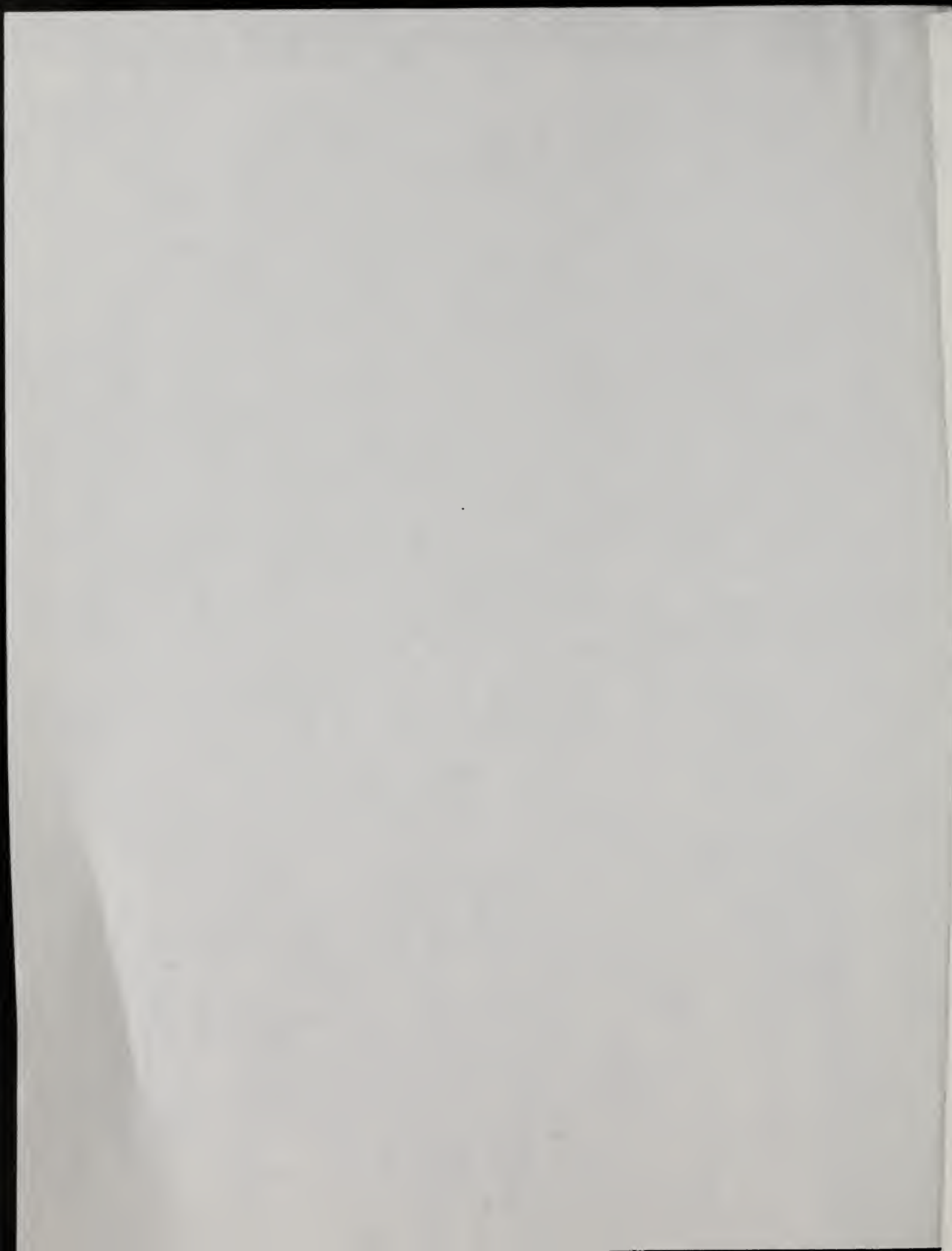
Motion BOE, second CAH, unan. to adjourn the meeting at 7:20 p.m.

Adjournment

For the Board of Selectmen, by

Ludie E. Carter

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TOWN OF CHELMSFORD
TOWNSHIP CLERK

Regular meeting of the Board of Selectmen held Monday, February 14, 1983.
Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson and Mr. Hart.
Selectman Towle was not present because she was ill.

Members Present

Motion, CAH, sec. BOE, unan. that March 24, 1983 be designated as American
Cancer Society Daffodil Day.

Proclamations

Motion, CAH, Sec. BOE, unan. that the week of February 13th through 19th,
1983 be designated as United States Jayceette week in the Town of
Chelmsford.

Motion, CAH, sec. BOE, unan. that the month of March, 1983 be designated as
Town of Chelmsford Scholarship Fund month.

Motion, CAH, sec. BOE, unan. that March, 1983 be designated as Youth Art
month in the Town of Chelmsford.

Motion, CAH, sec. BOE, unan. that the Minutes of January 31st and February
10th, 1983 regular Selectmen's meetings be approved.

Approval of
Minutes

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Rep. Dept. of
Revenue and McGee
and Magane

Walter Pennell and John Ryan were present at this meeting from the Department of Revenue, along with the President of McGee & McGane, Delphis Roberge and Ruth Delaney and James McBride from the Board of Assessors.

Chairman Ready opened the discussion by stating that the first matter he wanted to discuss was that impact statements were mailed to citizens showing the signatures of the Board of Assessors, without that Board's authority. John Ryan said that he did not recall whether there was an official letter from the Board of Assessors to the Department of Revenue, but that throughout the entire program they were working closely with the revaluation program and the Assessors knew what was going on and that this was not something that was done without ample notice. Chairman Ready then referred to the notice that was received by the Selectmen indicating that McGee and Magane would not attend a meeting with the Selectmen unless the Dept. of Revenue gave them permission. The representatives from the Dept. of Revenue said that this is true, it had to be cleared through the Department. Chairman Ready then stated that the impact notices showed square footages and in some cases, the footage was not the footage that the owner of the property thought he had. The representatives from the Dept. of Revenue indicated that this was a mass appraisal, not an individual appraisal and these errors do take place. Chairman Ready objected because he said the citizen had no way of checking the verification of the measurements. He was informed that the inventory mailing is done to try to correct any inaccuracies. When Chairman Ready asked who decided on the final tax rate figure he was told it was based on estimates from the Assessors, but both Mr. McBride and Mrs. Delaney said they had not discussed the figures with anyone. Reps. from the Dept. of Revenue said that most of their conversations were with the Chairman of the Bd. of Assessors.

Mr. Roberge indicated to the BOS that all of the formula cards and the entire data is the property of the Town of Chelmsford. The Dept. of Revenue indicated that if updates are not kept over the following years, we would have to do another evaluation and the updates could be done by computer. Selectman Harvey said that now that the revaluation has been completed, hearings have been held, documentation has been sent out, can we now go to the Board of Assessors. The Dept. of Revenue indicated that this is the procedure and the Board of Assessors can raise or lower assessments, but any changes that are more than 10% have to be justified to the Department of Revenue.

Sel. Hart commented on the way evaluations were done and he questioned whether or not the computers had enough information to come up with a fair evaluation. It was stated that by computerizing the sales in 1982 the values of both old and new houses will be brought out. Evaluation of undeveloped property was discussed and McGee and Magane indicated that this property was not walked but they depended on whatever maps were available.

Chairman Ready expressed his concern with a fair distribution to Chelmsford through the Cherry Sheets if all the Cities and Towns have not been revalued and that the Town of Chelmsford has lost money since the 1972 revaluation and that the Towns who did not revalue keep getting more State aid than Chelmsford is getting.

Sel. Harvey asked if we are about to strike a tax rate for 1982 and McGee and Magane Pres. indicated that he expected that shortly the Assessors will have the information for the Bd. of Sel. Ch. Ready asked about the four classifications and was told that they can be set at different rates - but they must come out to the same bottom line.

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Mr. Stanley D. Ross, Site Development Engineer for the Burger King Corp. was present regarding the application for a Common Victualler's license at 84 Chelmsford Street, Chelmsford. Burger King is leasing the land from Mr. Finneral and the house will be demolished prior to the construction of the restaurant. Mr. Ross displayed plans showing the location of the restaurant on the land, the common driveway to be shared with the Town Meeting restaurant and parking areas. Selectmen asked Mr. Ross if traffic counts had been done on Chelmsford Street and Mr. Ross said that Burger King did receive some general data from a traffic engineering company. Chairman Ready indicated that the Town has done traffic counts and that Saturday at noontime is the highest volume of traffic in Chelmsford on Chelmsford Street. The Selectmen expressed concern because the owner of the property did not seem to comply with what was requested when the Board approved the original license for Lums. No one was present to speak in favor or against the application.

Motion, PCH, sec. BOE, unan. to deny Burger King's application for a Common Victualler's license at 84 Chelmsford Street because the owner of the property has not shown good faith in his request to the Board when he came for the original license and has not met the responsibility asked of him by the BOS in giving the original license and also because of the parking problems and the traffic flow onto the street.

Sel. Harvey reported that he travelled around Town with the Highway Dept. during the last storm and he noticed that after the streets had been plowed, and private contractors cleared out driveways, they left the streets again covered with snow from the driveways. He asked that we notify the private contractors to clean up the street areas after they do the driveways.

Motion, CAH, sec. BOE, unan. that the private contractors be notified to clean up the streets when they complete the cleaning of the driveways and that the Police Dept. will take action.

Selectman Hart said that he has read in the newspapers that people are basically supportive of the plan of use of the Training School by the University of Lowell. It was noted that Commissioner McLaughlin has announced that he is supportive. The Executive Secretary indicated that he has contacted Senator Amick about making a call to Commissioner Larkin. Sel. Hart would still like to have the support of the Middlesex County Advisory Board and he would like to see this scheduled for their next meeting on March 15th. The Exec. Secretary will contact the Middlesex County Selectmen's Assoc. on this matter.

Motion, CAH, Sec. BOE, unan. to direct the Massachusetts Electric company to place a 4,000 lumens streetlight on MECO Pole #69/100 on Thomas Drive as per the recommendation of the safety officer.

Motion, CAH, Sec. BOE, unan. to appoint Marion A. Gould, 65 Newfield Street, North Chelmsford and Elizabeth Webber, 148 Dalton Road, Chelmsford to the Cultural Council.

Motion, CAH, sec. BOE, unan. that the Board go into Executive Session at 10:20 p.m. for the purpose of discussing strategy in regards to collective bargaining. Roll Call Vote was as follows: CAH-Aye; BOE-Aye; PCH-Aye and DJR-Aye.

The Board returned to open session at 11:00 p.m. Motion CAH, sec. BOE, unan. to adjourn the meeting.

For the Board of Selectmen, by

Emily K...

Reports

Unfinished
Business
Streetlights
Thomas Dr.

Cultural
Council appts.

Executive
Session -
Strategy re:
Collective
Bargaining

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12
Meeting
March 7, 1983

Regular meeting of the Board of Selectmen held March 7, 1983. Members present were: Mr. Ready, Mr. Emerson and Miss Towle. Mr. Harvey and Mr. Hart were absent. Chairman Ready opened the meeting at 7:30 p.m.

Open
Session

Prior to the commencement of the regular meeting, Linda Allen, 270 Littleton Rd., was present to ask the Board's help in getting Cable TV into the Mobile Home Park. Apparently Mike Angi, Lowell Cable TV, has tried to reach the park owners without success. He has sent them a Registered letter, and if there is no response to this within 30 days, the Board told Ms. Allen to come back and they will contact Town Counsel to see what can be done.

Proclamations
Camp Fire
Birthday
Week

Motion BAT, second BOE, unan. that the week of March 14 - March 20, 1983 be proclaimed as Camp Fire Birthday Week in the Town of Chelmsford.

Jaycee
Week

Motion BAT, second BOE, unan. to proclaim March 14 - March 18 as Jaycee Week in the Town of Chelmsford. Rep. Bruce Freeman presented Ed Mazur, Jaycee President, with a citation from the House of Representatives congratulating them on 25 years of dedication to the Town.

Approval of
Minutes

Motion BAT, second BOE, unan. to approve the minutes of the February 14 Regular and Executive Sessions and the minutes of the January 31, 1983 Executive Session.

Ex. Sec.
Reports

The Ex. Sec. reported that the DPU Public Hearing on New England Telephone Co. and the 251 exchange will be held in Town Offices on March 15 at 7:00 p.m. He also reported that he and DJR attended the County Commissioners meeting on Feb. 28th re the Training School, and that the Commissioners will meet here on April 19th, at which time the University of Lowell will make their presentation. He also said that the County budget will be voted on March 22, and that the BOS will hold a Work Session on Monday, March 14, at 7:00 p.m. on warrant articles.

Appointments
Special Police
Officers

Motion BAT, second BOE, unan. that the following school crossing guards be appointed as special police officers in the Town of Chelmsford for a term of one year: Estelle Abely, Janet Connor, Barbara Gibb, Irene Corsetti, Donald Butler, Jean McPahil and Loretta Weaver, all of Chelmsford.

Voting
Hours

Motion BAT, second BOE, unan. that the voting hours for the Annual Town Elections on Saturday, April 2, 1983 be from 10:00 am to 8:00 pm..

Bid Award -
Ballots

Motion BAT, second BOE, unan. that the bid for election ballots be awarded to Picken Printing of North Chelmsford in the amount of \$1,293.00.

New Business

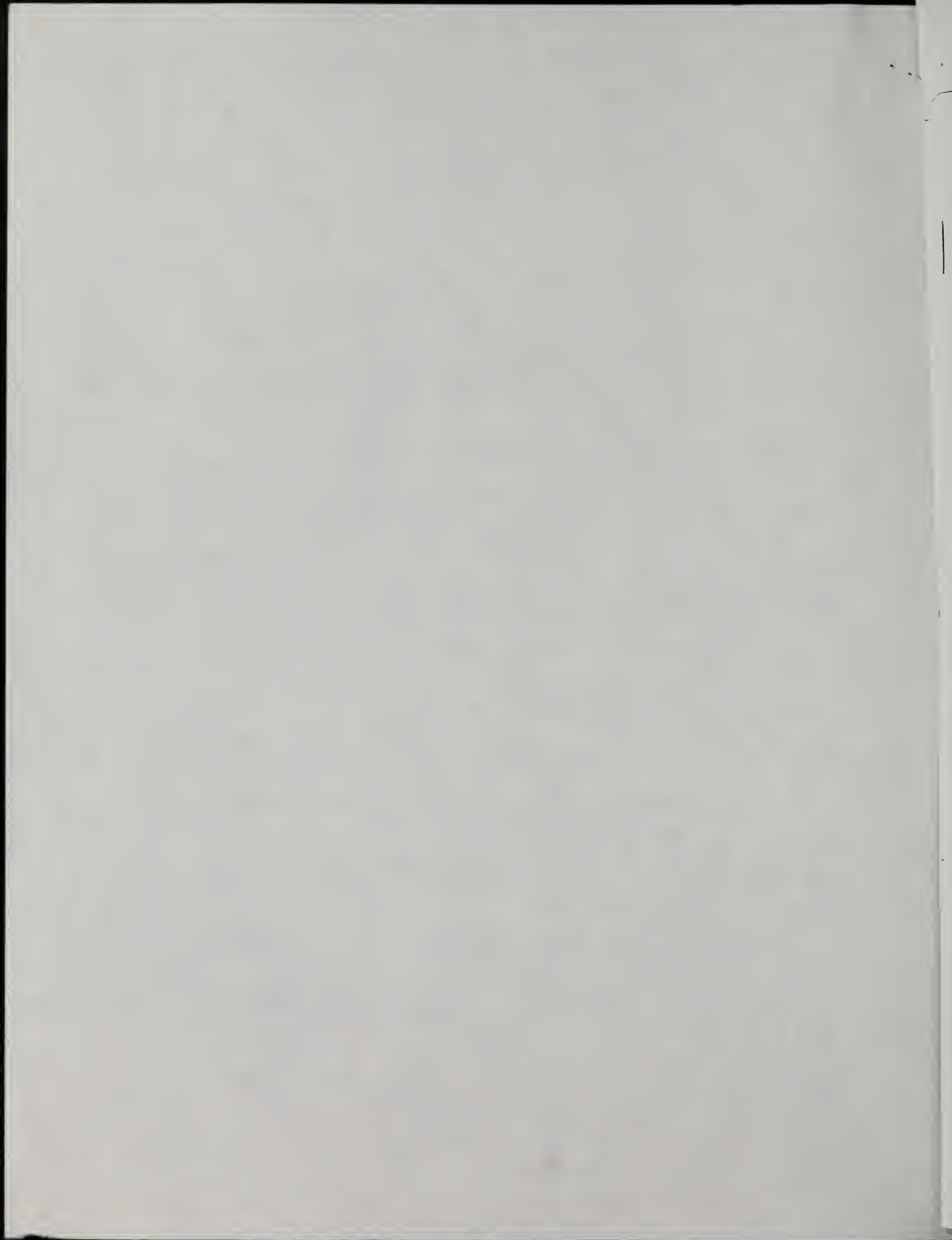
Under New Business, BOE asked the Ex. Sec. to have the Supt. of Streets look into the drainage situation behind 17 Balsam Drive and determine who is responsible for maintenance of the easement.

Motion BOE, second BAT, unan. to request the Ex. Sec. to prepare a final draft of use regulations for the Old Town Hall and place it on the agenda for the next meeting.

BOE discussed a re-dedication of the Old Town Hall, and moved, seconded by BAT, unan. to request the Cultural Council to consider putting together some type of program for the ceremony.

Update on
CETA Program

At 7:45 pm the Board met with Diane McLeod, CETA Intake/Outreach Coordinator and Bruce Akashian, CETA Operations Director. They gave the Board an update on what the CETA program is doing for Chelmsford residents through the Youth Program and Job Training, and said that applicants may come to the Town Offices the third Tuesday of the month to meet with Mrs. McLeod. Mr. Akashian noted that disadvantaged is the key to eligibility for the program.



Under New Business, BAT said that she has had several complaints from residents of Brick Kiln Road that when there are hockey games at the Forum cars are parking on both sides of the road, causing traffic problems. She requested that the Police Department look into this problem.

101
New
Business

DJR reported that after the last Executive Session, he and the Ex. Sec. went to the FinCom with the budget last week, and asked for the approval of the Board on the budgets submitted. Motion BAT, second BOE, unan. to approve the budgets that were submitted to the FinCom.

At 8:15 p.m. motion BAT, second BOE, to go into Executive Session for the purpose of discussing strategy with regards to collective bargaining. Roll Call vote was as follows: BOE-Aye; BAT-Aye; DJR-Aye.

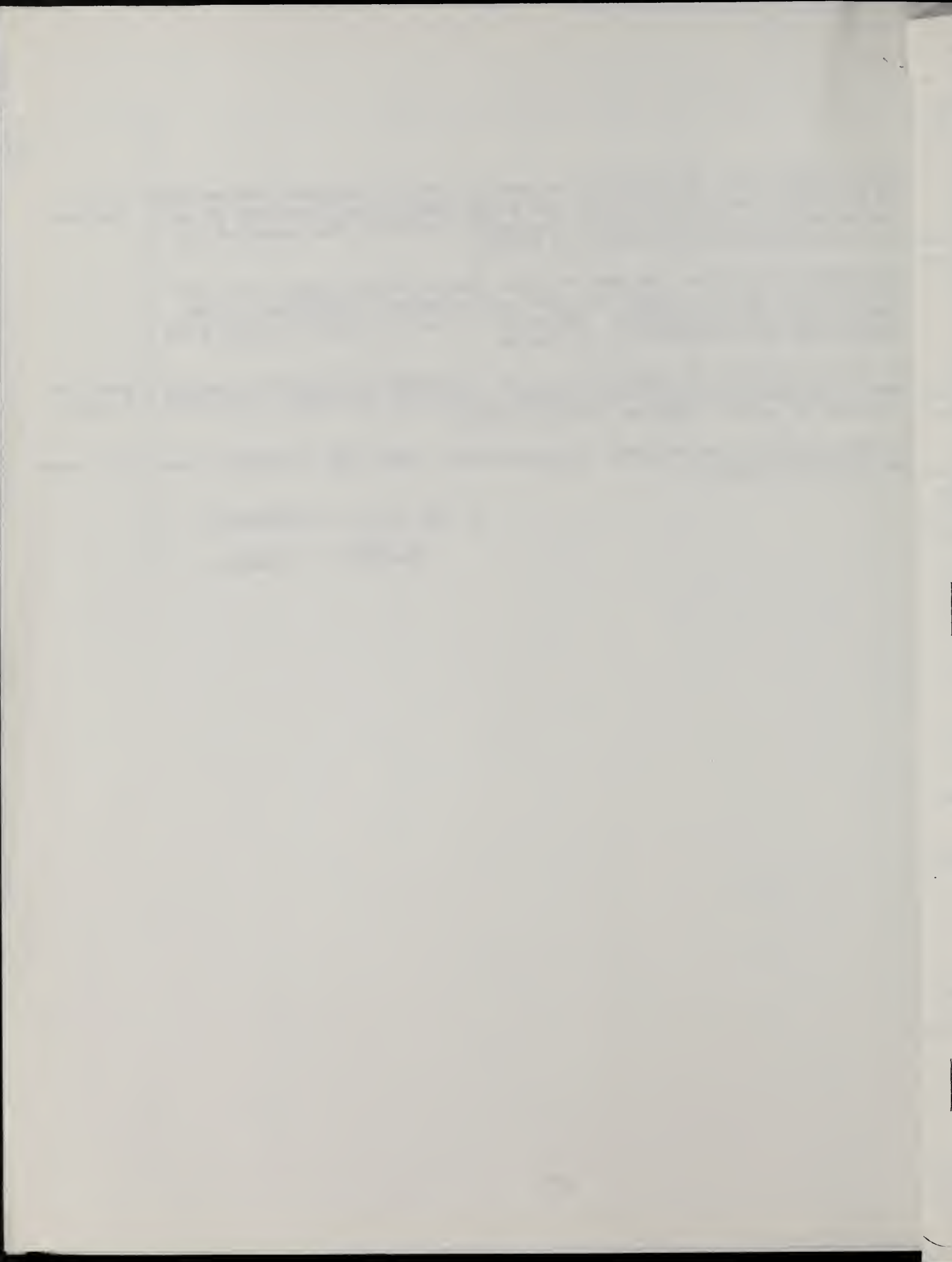
Executive
Session

At 8:50 p.m. the Board returned to open session. Motion BOE, second BAT, unan. to adjourn the meeting.

Adjournment

For the Board of Selectmen, by

Judith E. Carter



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MAY 24 1983

Regular meeting of the Board of Selectmen held March 21, 1983. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson, Miss Towle and Mr. Hart. Norman E. Thidemann, Executive Secretary, was also present. Chairman Ready called the meeting to order at 7:15 p.m. Ms. Patt Moser, Chelmsford Cable Director, was present to film the opening of the meeting, and Chairman Ready made a statement that the BOS welcomes the chance for townspeople to watch their meetings via cable TV.	Meeting March 21, 1983 Cable TV
Motion CAH, second BOE, unan. to proclaim March 22, 1983 as Israel Kapraelian Day, in honor of his 101st birthday.	Proclamations
Motion CAH, second BOE, unan. to proclaim March 26, 1983 as George Gagnon Day, in honor of the retiring Exalted Ruler of the Elks.	
Motion CAH, second BOE, unan. to approve the minutes of the March 7 meeting, both regular and executive sessions.	Minutes Approved
At 7:15 p.m. the Board met with Ann Gallmeyer, Library Director, to discuss the Library Trustees warrant article for \$37,997 for library computer equipment.	Mtg. re Lib- rary Computer
Under Board member reports DJR reported that there was a demonstration for an Enhanced-911 emergency telephone system last week, and several discrepancies were found between costs, etc. Motion BAT, second CAT, unan. to appoint additional members to the old 911 Committee, which will now be made up of DJR, FinCom member, Walter Hedlund, Fire Chief and Deputy, and Police Chief and Deputy Chiefs. The committee will be asked to check into the figures and come back with information prior to Town Meeting debate on the article.	E-911 Committee Appointed
DJR brought up forming an Aesthetics By-law Committee to draft by-laws to give more control to various boards. Motion BAT to discuss the matter. BOE recommended trying to enforce the laws now on the books, and PCH said he would like to put the matter on Hold. to give members more time to think about it.	Member Reports
DJR reported that the Dept. of Revenue has said that the average state-wide increased valuation went up 46%, and that the Town went up only 33%, which means that the Town should receive more on the Cherry Sheet.	

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122
Nashoba Val.
School Comm.
Appointments
Jt. Mtg.

A joint meeting was held with the BOS, Moderator and School Committee for the appt. of a regular member and an alternate to the Nashoba Valley Technical School District Committee, both for three year terms. Moderator Dennis McHugh chaired this meeting. All School Committee members were present except Nick Gavriel. Motion CAH to appoint David Snow, 6 Longspur Road, as the permanent member. Vote was unanimously in favor. Motion CAH to appoint John Keating, 5 Ranch Road, as the alternate member. Vote was 8 in favor, 1 opposed (E. Hilliard). The meeting was adjourned at 7:40 p.m.

Member
Reports

Under Member Reports BOE moved, seconded by BAT, unan. to donate the two antique display cabinets and set of old balance scales at the Old Town Hall to the Historical Commission to put on display at the Barrett-Byam House, and to include a reverter clause that if they ever disband, the items will go back to the Town. Town Counsel will be asked to give an opinion on this.

Motion BOE, second CAH, unan. that the surcharge for police officers on private duty be waived for the 4th of July, since the Elks donate so much to the Town on this occasion.

Ex. Sec.
Reports

The Ex. Sec. reported that the Middlesex County Advisory Board will be holding their budget meeting tomorrow night in Concord.

He also reported that the Library Trustees want to put lights around the perimeter of their property, and that if the BOS requested this from Mass. Electric, the library would save about \$300, the lights would be billed on the Town streetlight bill and the Trustees would reimburse the Town. Motion CAH, second BOE, unan. to proceed in this matter.

Dog Pound
Comm.
Report

At 7:45 p.m. the Dog Pound Committee presented their recommendations to the Board. Chairman Tom Christiano, Architect Steve Wojcik and Dog Officer Frank Wojtjas were present to show plans of the facility and give an economic analysis of the project. They estimate that the new pound will cost app. \$40 - \$50,000, will be completely enclosed and they feel the best site would be down beside the McCarthy School. BOE said he is concerned about the care and feeding costs, and the Dog Officer said he does this now and the County reimburses him \$2.00 per day for each dog he keeps, and that he would have set hours at the new pound, both morning and afternoon. The Ex. Sec. explained that in the new budget the Dog Officer will be full time, and a half-time person to cover for vacations, etc. CAH noted that the Committee is holding a Public Hearing Thursday, and the Board thanked the Chairman and the Committee for doing a good job. Motion PCH, second BOE, unan. that the BOS support this article at ATM.

Street
Acceptance
Hearings

At 8:20 p.m. the Board commenced hearings on Street Acceptances for the ATM Warrant.

1. Roy Clough Lane: As Built Plans have been submitted and the Planning Board has released the bond. Robert Thomas, 10 Roy Clough Lane, said there are no problems with the road.
2. Delpha Lane: As Built Plans have been submitted and the Planning Board has released the bond. No one present to speak in favor or against this road.
3. Regina Drive Extension: As Built Plans not yet submitted (submitted to BOS 3/24/83). \$7,000 bond being held by Planning Board. A resident on the first part of the street questioned the drainage on the Extension - Board agreed that since Planning Board is still holding bond, this is a question of the developer complying with Planning Board regulations before the street is accepted.
4. Tanglewood Drive, Downing Place, Driftwood Drive and Kimberly Court - Attorney Joseph B. Shanahan, Jr. was present representing Locke Development Corp. He stated that there are problems with the drainage infiltration trenches that were required by the Planning Board when the streets were originally approved, and that the Planning Board no longer uses this type of drainage plan. The Planning Board is still holding bonds of app. \$4600 for this development.

Mr. Shanahan further stated that if the Planning Board engineer will state what is required the developer, Jay Finnegan, will comply with the requirements, even though the cost will be more than the amount of the bond that is being held. One resident questioned a catch basin that appears to be caving in in front of #8 - 10 Tanglewood Drive. Stephen Stanvick, Driftwood Drive, stated that the road does not seem to be properly crowned, that the water tends to stay in the middle of the road. Mr. Shanahan said that Locke Development will do whatever is necessary to correct these problems.

Motion PCH, second BOE, unan. to place all seven streets on the warrant for acceptance at ATM, with the BOS recommendation being held until that time.

At 8:50 p.m. motion CAH, second BOE, to to into Executive Session with the Board of Health, Town Counsel and FinCom rep. to discuss pending litigation. Roll Call vote was as follows: CAH-Aye; BOE-Aye; BAT-Aye; PCH-Aye; DJR-Aye.

At 9:20 p.m. the Board returned to Open Meeting. The BOS discussed warrant articles with the Board of Health. 1. Money for larviciding for mosquito control Motion BOE, second CAH, unan. to support this article. 2. Revolving fund for hazardous waste control: Richard Day, Health Director, told the BOS that there was a strenuous by-law regulating hazardous waste control passed at the 1982 ATM - that the fees and fines collected from the companies involved would come back into a fund to pay the costs involved in enforcing the law, that a license fee would be charged every business involved, from hairdressers to companies disposing of hazardous industrial waste. and that eventually \$1,500 (sic. \$2500) would come back to the Town. Motion PCH, second BOE, unan. to support this article.

Motion BOE, second CAH, unan. to include an article on the warrant, as recommended by the Board of Health and Town Counsel to ask for \$12,000 to develop the engineering plans for a closeout of the Swain Road landfill.

Philip Currier was present to discuss a Moto-cross Bicycle Cross Country Racing Track proposed by a group of parents and the JayCees. After discussion with various groups, they are asking permission to build this track at the Southwell Field in North Chelmsford. Jack Bilodeau, Rec. Comm., George Greenman and Gerald Pope from Little League all stated that they favor this location and asked the BOS to support the Southwell location. Mr. Currier stated that they will be charging entry fees of \$3.00 - \$6.00 at first, although they are a non-profit organization. Jack Bilodeau said that the RecComm endorses this idea. DJR said that they will have to go to the Sewer Commission for permission, since Southwell Field comes under them. PCH noted that the Southwell Mill should not be blocked with parked cars. Motion BOE, second CAH, unan. to agree to approve the BMX track to be run under the supervision of the Recreation Commission.

Nick Gavriel and his cousin were present representing their uncle's construction company to discuss the development of the North Town Hall site for elderly housing. He said that they are liaison management consultants between his company and HUD. The only government program available now is the 202 Elderly Housing Program, which must be sponsored by a non-profit organization, and that they are hoping for 50 - 60 units at the North School site under this program. They explained the program and said that they would develop the property for 90% elderly housing and 10% handicapped. Architect Steve Wojcik presented the plan for the site explaining that it is similar to the plan developed a year ago, but with different phase priorities - the housing would be first, then the Community Center and a library. The Town would keep control of all but the housing. The two possible private sponsors are the Chelmsford Elks and the Holy Trinity Church in Lowell. PCH stated that he would want a Public Hearing before

Street
Acceptances
Cont'd

Ex. Sess. re
Pending
Litigation

Return to
Open Mtg. -
Board of
Health
Articles

BMX Track

Nick Gavriel
re Housing
for Elderly
at North School

The first part of the paper discusses the importance of the study and the objectives of the research. It then proceeds to a literature review, followed by a description of the methodology used in the study. The results of the study are presented in the next section, followed by a discussion of the findings and their implications. The paper concludes with a summary of the main points and a list of references.

The study was conducted in a laboratory setting, using a sample of 100 participants. The participants were divided into two groups, each receiving a different treatment. The results of the study showed that the treatment group received the intervention showed significantly better results than the control group. This finding has important implications for the field of research, as it suggests that the intervention may be effective in improving outcomes. The study also identified several limitations, including the small sample size and the lack of a long-term follow-up. Future research should aim to address these limitations and further explore the effectiveness of the intervention.

The study was funded by the National Institutes of Health, and the results were published in the Journal of Health Psychology. The authors would like to thank the participants for their contribution to the study and the research team for their support and assistance throughout the project.

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the BOS makes any commitment on this project, and also before any article is presented at the ATM.

Motion PCH, second BOE, unan. to place an article on the ATM warrant and to schedule a Public Hearing prior to the ATM, with the Housing Authority and all abutters to the North School property notified.

Unfinished
Business

Under Unfinished Business, Appointments: motion CAH, second BOE, unan. to appoint Bonnie Wilder, 3 Higate Road, and Julie Gagnon, 65 Groton Road, to the Cultural Council.

Motion CAH, second BOE, unan. to appoint Deputy Police Chief Pennryn Fitts, Deputy Fire Chief James Sousa and Paramedic Stephen Carter as the Town's representatives to the Greater Lowell Emergency Medical Services Council.

Rules and Regulations for the Use of Center Town Hall: BAT moved to hold, seconded by PCH. BAT then moved, seconded by BOE, unan. to place them in the Signature Folder for BOS approval.

PCH and DJR thanked the Board, Ex. Sec. and office staff for their help and cooperation during the past three years.

Adjournment

At 10:55 pm motion CAH, second BOE, unan. to adjourn the meeting.

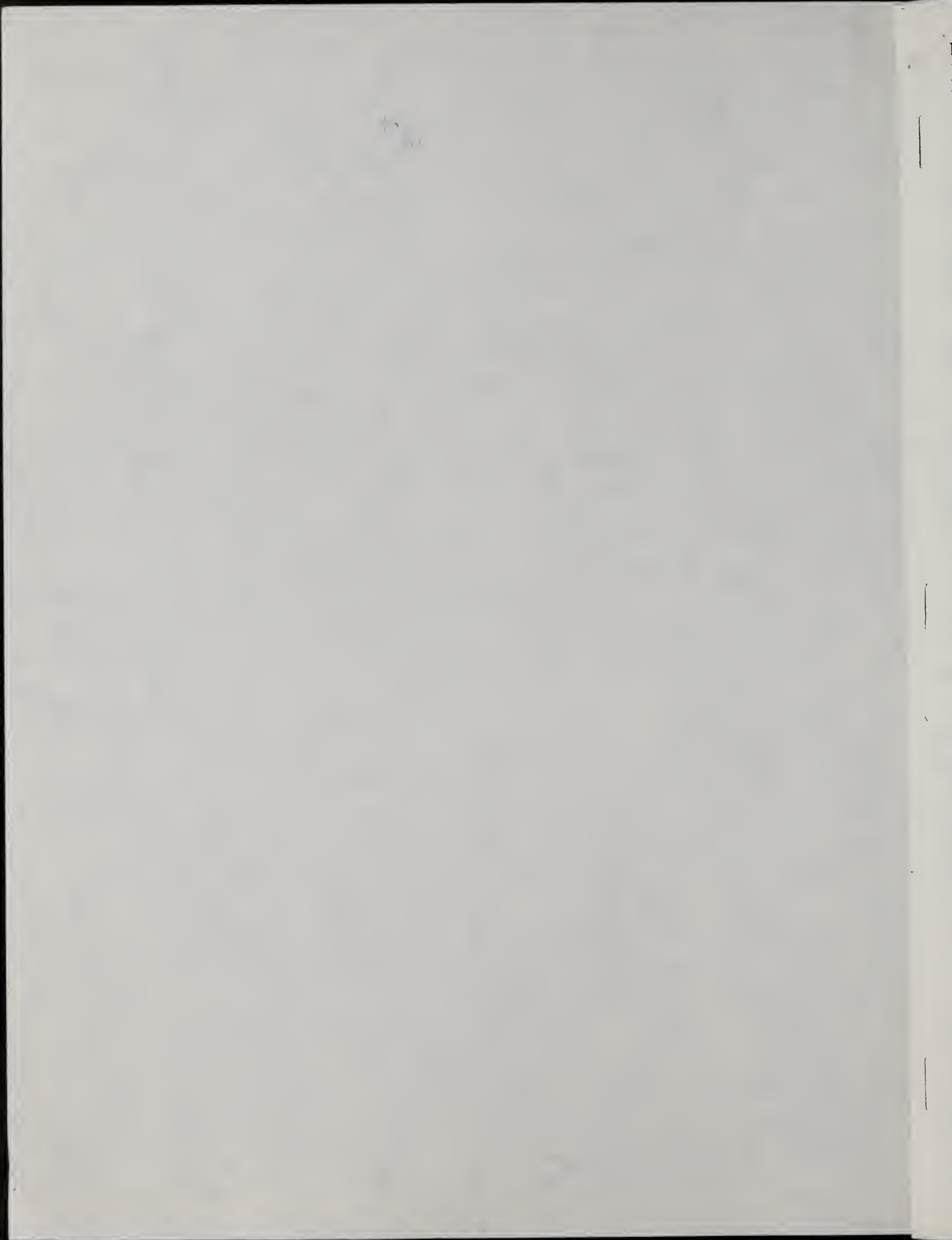
For the Board of Selectmen, by

Judith E. Carter

MAY 24 4

TO TOWN CLERK
MAY 24 4
TOWNSHIP
ST. HILAIRE

Reg. Meeting April 4, 1983	Regular meeting of the Board of Selectmen held April 4, 1983. Members present were: Mr. Ready, Mr. Harvey, Mr. Emerson, Miss Towle and Mr. Hart. Norman Thidemann, Executive Secretary, was also present.
Members Present	
Reorganization of Board	Chairman Ready called the meeting to order at 7:30 pm. He explained that the sole purpose of the meeting is the re-organization of the Board, after the Annual Town Election on Saturday. Mr. Ready thanked the voters for re-electing him, thanked the Board for allowing him to be chairman the past year and especially thanked Mr. Thidemann for all the help he has given during the past year. Motion BOE, second PCH, unanimous, to elect Mr. Harvey as Chairman for the next year. Mr. Ready turned the chair over to Mr. Harvey. Motion DJR, second BOE, unanimous, to elect Miss Towle as Vice Chairman for the next year. Motion PCH, second DJR, unanimous, to elect Mr. Emerson as Clerk for the next year. Mr. Hart presented Mr. Ready with an engraved gavel from the Board, and thanked him for doing an excellent job as chairman.
Adjournment	At 7:35 p.m. motion BAT, second BOE, unanimous, to adjourn the meeting. For the Board of Selectmen, by Judith E. Carter



Regular meeting of the Board of Selectmen held Monday, April 11, 1983. Members present were: Mr. Harvey, Miss Towle, Mr. Emerson, Mr. Hart and Mr. Ready. Norman Thidemann, Executive Secretary, was also present. Chairman Harvey opened the meeting at 7:30 pm.

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Meeting
April 11, 198

During the open session of the meeting Sally Peterson Morgan, 8 Lynn Ave. was present to ask the Board to have something done about the "deplorable" conditions at the West Chelmsford Cemetery. She also asked for more police surveillance of the North Chelmsford Common in Vinal Square, since she feels that there is much pot smoking and loitering taking place there. The Board told her that they would bring her concerns to the attention of the Police, Park and Cemetery Commissioners.

Open Session

William Poullos, 17 Balsam Drive, was present to complain about a drainage problem behind his property. He read correspondence from the Supt. of Streets and said that he has been cleaning up the brook himself and has spent \$2500 over the past years to build up the banking. He asked for the Board's help, and Mr. Harvey said that when the water table goes down he and Mr. Gray will look at the area.

Pauline Taylor from the Mobile Home Park was at the meeting to tell the BOS that she feels they do not know the feelings of the majority of the tenants of the park, that she feels the by-law stating that the BOS has to place an article on the warrant if they receive a petition with 10 or more signatures is unfair and felt that the BOS should invite the park owners to discuss the Cable TV situation with them. The Board told Mrs. Taylor what their policy is on these various issues.

Motion BAT, second BOE, unan. that the following proclamations be issued:
1. Decade of Disabled Persons; 2. Youth Government Week - Week of April 25;
3. Cancer Control Month - month of April, 1983; 4. Blood Blitz Weekend - May 20 and May 21; 5. POW/MIA Awareness and 6. Operation Driver Excellence Week - week of April 17. Pictures were taken after the proclamations were issued.

Proclamations

At 7:45 pm a Public Hearing was held on the subject of Classification of property for tax purposes. Janet Lombard, CH Board of Assessors, was present and explained the system, stating that various types of property - residential, commercial, etc. could be taxed at different rates. Assessor Ruth Delaney said that the Assessors do not make a recommendation on this - that it is up to the BOS. Barbara Langworthy, LWV, asked about open space, and Ms. Lombard said the law has been changed on this. Motion BOE, second DJR, unan. that the BOS will support the single classification system.

Public Hearing
Classification

Atty. Joseph B. Shanahan, Jr. was present to present the application of his client, Emile T. Dumont, for an Innholder's All Alcoholic License and an Entertainment license for Quality Heritage Inn, 10 Independence Drive. Atty. Shanahan gave a detailed presentation of Mr. Dumont's plans for the 135 guest room hotel, the dining room and cocktail lounge. The inn is a 5-story structure situated on 2½ acres of land, with access from Rte. 110 and Parlmont Plaza, and has its own sewage treatment plant. The plan has been approved by the Conservation Commission, Board of Health, DEQE and Planning Board. With the addition of the dining room and lounge, not on the original plan, they will go back to the Planning Board to seek approval of additional parking, for which there is ample room, to conform with the zoning by-laws. The purpose of the application is to serve food and beverages in the dining room and lounge, and to provide room service to the guest rooms. Mr. Shanahan gave the backgrounds of the chef, Mr. Curro, and the General Manager, Joseph Eskenas, and showed examples of the decor of the hotel. Members asked questions about additional parking and how rooms service would be controlled.

Public Hearing
Emile Dumont
Innholder's
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Licenses -
Quality Heritage
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Raoul Donais, president of the local Rotary Club, said that Rotary feels the hotel will be an asset to the Town, and they are considering holding their summer meetings there. No one present spoke in opposition to the application. Mr. Shanahan presented an affidavit of notification to abutters and return receipt cards.

Motion BAT, second BOE, unan. to grant under Ch. 138, Sec. 12 an Innholders' License to Emile T. Dumont, Quality Heritage Inn.

Motion BAT, second BOE, unan. to grant under Ch. 178, MGL and Section 3321 of Chelmsford Zoning By-laws Weekday and Sunday Entertainment licenses to Emile T. Dumont, Quality Heritage Inn.

Minutes Approved

Motion BAT, second BOE, unan. to approve the minutes of March 24 and April 4 meetings, changing the April 4 minutes to indicate that Mr. Hart was present.

Class II Auto
Dealer's License
Kokinos - Drum
Hill Road

Atty. Mark Gauthier presented the application of Charles Kokinos for a Class II Auto Dealer's license at 71 Drum Hill Road. He stated that Mr. Kokinos had originally applied for this license on May 4, 1982 under the name Drum Hill Gulf, and is now applying under Dino Sales and Service. He intends to sell cars in excellent condition, with a low key approach re sales and signs. He asked that the license be restricted to 5 vehicles, and said that they are planning to spend app. \$1400 on landscaping. He presented a plot plan, and said that the Gulf Oil Corp. is aware of the application and has no objection. Motion BAT, second DJR, that the Board grant the Class II Auto Dealer's license to Mr. Kokinos, restricted to 5 vehicles only and subject to receiving a letter of approval from Gulf Oil. Vote was 4 in favor, 1 opposed (BOE).

Fire Dept.
Grievance - Dube
Executive Session

At 8:45 pm Firefighter Philip Dube was present to discuss a grievance which was denied by the Fire Chief. He requested that this take place in Executive Session. Motion BAT, second BOE to adjourn to Executive Session to discuss strategy with respect to collective bargaining or litigation. Roll Call vote was as follows: BAT-Aye; BOE-Aye; PCH-Aye; DJR-Aye; CAH-Aye.

Return to Open
Meeting

The Board returned to open meeting at 9:05 p.m.

Chelmsford Little
League - Field
Lighting

Atty. Joseph B. Shanahan, Jr. representing Chelmsford Little League, Inc. discussed the proposal of his client to install lights at the Fitts and/or Lupien fields on Rte. 110. He said they want to install 8 poles and spend \$5300 for a metalarc lighting system, which will cost \$700 for wiring. Since the fields to belong to the Town, they need permission from the BOS and a Special Permit from the Board of Appeals because the poles are over 15' high. There is only one residence in the area, and the games will not run past 9:00 p.m. The master control switch will be locked in the concession stand.

Motion BAT, second BOE, unan. to support the little League proposal for lights at the Fitts and/or Lupien Fields, and to send a letter to the Board of Appeals stating this.

Shapiro - 145
Stedman St.
Auctioneer's
License

Atty. James M. Geary, Jr. requested the Board to approve the application of his client Joel Shapiro, J & A Auction Gallery, for an Auctioneer's license to be exercised at 145 Stedman Street. They have been granted a Special Permit, with restrictions, by the Board of Appeals. Mr. Geary said that Mr. Shapiro now holds auctions outside the community, of clean and refurbished Oriental rugs. Motion BAT, second BOE, unan. to grant an Auctioneer's License to Joel Shapiro, J & A Auction Gallery, Inc., 145 Stedman Street as restricted by the Board of Appeals.

IDFA bond -
Dallmeyer,
100 Wotten St.

Atty. Marshall Field, representing Clifford Dallmeyer of Nonwovens, Inc., requested the BOS for approval of financing for Mr. Dallmeyer to develop the property at 100 Wotten Street. He received approval from the Ind. Dev. Fin. Autho although the Board had nothing in writing yet. Mr. Field explained that the business is a process for making pellow-type fabric, using no water and no

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chemicals, and the dry waste (synthetics) is picked up by BFI. He wants to finance \$600,000 to develop this property. Mr. Hart said he has seen Mr. Dallmeyer's operation and he is doing an excellent job. Mr. Field explained IDFA financing and said that the BOS vote only gives local support to the proposal. Motion PCH, second BOE, unan. to support subject to receiving a letter of commitment for financing from a bank.

Under Reports, BOE questioned the article for a new Dog Pound on the warrant for ATM, stating that he has strong concerns about the proposed location at McCarthy Jr. High School, that it is too close to a public school, right across from a densely populated residential area, and too isolated for proper supervision..

Reports - Board
Members

DJR reported that the County Commissioners will be meeting here on April 19 to hear the University of Lowell's proposal re the Msex. County Training School property.

He also reported that he has checked out Dabco Const. Corp., the firm which is proposing to build elderly housing at the North School, and received excellent reports from both the State and the Lowell Housing Authority.

The Ex. Sec. reminded members and the public that the Public Hearing on the North School will be held Thursday at the North Cong. Church at 7:30 pm.

Reports - Ex.
Sec.

He also reported that the Comm. Development Coordinator Bernard Lynch has developed a Small Cities Block Grant proposal that would consist of: 1. housing rehab program in Baptist Pond area; and 2. converting large single homes in Central and Vinal Square areas to duplex homes.

Motion BAT, second BOE, unan. to grant authorization, by the Board of Selectmen, for the Town of Chelmsford to submit a Pre-Application to the Executive Office of Communities and Development in application for funding under the Massachusetts Small Cities Program.

Motion BAT, second BOE, unan. to appoint School Crossing Guards Joan Dillon and Helen Chafee to serve as Special Police Officers.

Unfinished Business - Appts.

Motion BAT, second BOE, unan. to appoint Sergeant Lawrence Veino of the Dracut Pol. Dept. to serve as a Special Police Officer.

Motion BAT, second BOE, unan. to grant 1-day Beer & Wine Licenses to:
1. University of Lowell, Class of '84 at Camp Paul; and 2. Chelmsford Mens Softball League at Southwell Field.

1-Day Beer &
Wine Licenses

Motion BAT, second BOE, unan. to request Mass. Electric to install streetlights at the intersection of Groton Road and Russell Road and on Stearns Street.

Streetlights

Under New Business, BOE moved that the BOS write to the Dog Pound Committee asking them to further seek a suitable location. Motion was seconded by PCH for discussion, and he said that most town-owned land (landfill, etc.) is in areas subject to vandalism. The Ex. Sec. commented that after the Public Hearing the Chairman of the Committee said that they still recommend the McCarthy location, after taking a second look. BAT commented that the committee has worked hard and she is against the motion. The motion failed 4 - 1.

New Business

DJR asked that a joint meeting with the School Committee be scheduled, since their elections and re-organization. Motion DJR, second BAT, unan. to do so.

BAT noted that the Democratic Town Committee will be taking applications for Carl Olsson's seat on the Board of Registrars.

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PCH requested that a meeting be set up with those persons who are concerned about the drug problem in Town - Police, School, clergy, etc. Motion PCH, second BAT, unan. that PCH work with the Ex. Sec. to set up a meeting.
Motion PCH, second BAT, unan. that the screens be put on the windows in the Sel. Meeting Room.

Motion DJR, second PCH, unan. to extend the moratorium on video game licenses and to request the Ex. Sec. to draw up a policy and rules and regulations re these games.

Motion DJR, second PCH, unan. to have Town Counsel furnish an opinion on the Town's rights under state laws relative to video games.

Motion DJR, second PCH, unan. to ask Lowell Cable to report on: 1. their policy on showing R-rated movies during the day; and 2. if they have any plans to include some type of security device on selector boxes so parents could control what channels their children can dial.

Motion DJR, second PCH, unan. to relay Mrs. Morgan's concern re pot smoking in Vinal Square to the Police Dept. and the Drug Committee.

The Chairman reported that the bill to close the Route 3 rest area has passed the House and Senate and is on the Governor's desk.

At 9:55 pm motion BAT, second BOE, to adjourn to Executive Session for the purpose of discussing collective bargaining. Roll Call vote was as follows: BAT-Aye; BOE-Aye; PCH-Aye; DJR-Aye; CAH-Aye.

At 10:05 pm the Board returned to open meeting. Motion BAT, second BOE, to adjourn.

For the Board of Selectmen, by

Judith E. Carter

New Business
cont'd

Ex. Sess. re
Collective Bar-
gaining

Adjournment

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RECEIVED

MAY 24 4 06 PM '83

TO: TOWN OF CHELMSFORD
FROM: TOWN OF CHELMSFORD
SUBJECT: N. SCHOOL PROPERTY

Public Hearing
on Use of
North School
Property -
April 14, 1983

Public Hearing on the North School held April 14, 1983 at the North Chelmsford Congregational Church. Board members present were: Chairman Harvey, Mr. Emerson and Mr. Ready. Norman Thidemann, Executive Secretary, and George Ripson, FinCom Chairman, were also present.

Chairman Harvey explained the procedure to be followed during the hearing - each person speaking must give name and address for the record, and stated that the purpose of the hearing is to present the proposed private development of the North School site as elderly housing. Mr. Ready gave an opening statement for the BOS - giving the history of the site, the fire, etc., the multi-stage approach developed by the BOS - gym, elderly housing and library, and that 1982 ATM voted to put \$200,000 in escrow until elderly housing funds could be obtained. He noted the problems that have arisen - no obtainable money for elderly housing, no money for operating the gym or children's library. There is no money in state Ch. 667, and the Lowell Jaycees had wanted to develop a site in West Chelmsford under Ch. 202, a HUD program which is federally subsidized. They were turned down by Town boards. Under Ch. 202 the borrower cannot be a public body, but must be a non-profit organization. He checked into Nick Gavriel's firm - Dabco- and found it highly rated by state, federal and Lowell Housing Authority. Architect Stephen Wojcik was hired to complete plans. The Lowell Greek Orthodox Church will be the private sponsor. Mr. Ready told the audience the various options for the property - do nothing, tear the buildings down, wait for the Chelmsford Housing Authority to find money, or sell the property to a private developer (Dabco) for enough money to refurbish the gym and a children's library, with the taxes going to pay operating costs.



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Sel. Emerson commented that this last option is not yet the Board's recommendation.

Monica Baron questioned the impact of a children's library on McKay Library.

Pat Conrad, 60 Dunstable Rd., said she would rather have McKay Library open more hours than have a children's library.

Ruth Delaney, CH Housing Authority, stated the Hous. Auth.'s position - that they had expressed interest in the site a year ago at the hearing at St. John's Church, that their policy is scattered site housing, that Ch. 705 is funding for family housing but it is the Authority's policy not to build family housing except on a scattered site basis. The Authority feels the intent of of the 1982 ATM was to have them develop the site - there has been a change in state administration and they will file a new application for funding. They are looking forward to working on this project, and that to have a vacant site and housing managed by the Hous. Auth. would be an advantage in a new application for funding.

Larry Urban, 294 Dustable Rd., asked what would be the advantage of the Hous. Auth. managing an elderly housing project, and Mrs. Delaney said that they have a good track record and are local and available to the tenants.

Lorraine Lambert, 91 Main Street, asked if the land was given to the Hous. Auth. at the ATM, and Mrs. Delaney said No. She asked why funds are available for a private developer and not the Hous. Auth. and was told that this is a different funding source. Mrs. Lambert said she feels the developer is against the Hous. Auth.

Whitey Morrison asked why McKay Library can't be open more hours. Mr. Ready said that the Library Trustees are in charge of setting library hours. He added that the 202 application has to be by June 23 and we should know by Sept. if the funding is granted. He said that the Hous. Auth. has a disadvantage in applying for funding because they are one of the most recent projects funded.

Halvar Peterson, 17 Bradford Road, asked where did the insurance money go. Mr. Ripsom told him that the money was put in the Stabilization Fund and that \$1,200,000 is still there. Mr. Peterson asked why the Hous. Auth. can't use that money and why they can't apply for Ch. 202 funds. Mr. Ready explained the difference in funding again.

George Merrill, 108 Dunstable Rd., asked what's the hurry - keep the land under the Town's control.

William Keohane, 82 Prescott Drive and Housing Authority member, stated that the Hous. Auth. is not a state agency but elected by the town, and asked why Mr. Ready looked for a developer first, not a sponsoring organization. The Elks turned it down - there is an unknown developer, and who is the management team.

John Hanlon, 4 Castlewood Drive, said he didn't expect to hear from only one specific developer, but many proposals. He said that the Chelmsford Elks are very interested in participating. Mr. Ready said that he had taken Mr. Gavriel to the Elks, that non-profit organizations do pay taxes in cases like this and the sponsor could hire the Chelmsford Housing Authority as manager.

James Tansey, 6 Mt. Pleasant St., asked if it took the Hous. Auth. a lot of time to get funding for McFarlin Manor and Mrs. Delaney said Yes.

Mr. Gavriel said that Dabco Construction is not in competition with the Hous. Auth. - that they work with and are familiar with federal programs. He is a consultant for his uncle's firm, Dabco, which is presently doing 75 units for the Lowell Housing Authority for \$5 million, that they have previously done jobs for \$4 million and \$2 million, that they must follow guidelines like the Hous. Auth., that at the end of the mortgage period the property belongs to the sponsor, and that the only land to be taken is the rear half of the site

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for housing.

Paul Dube, 270 Littleton Road, asked why the sponsor has to own the land, and Mr. Gavriel said this is a federal requirement.

Mr. Ripsom questioned how the two fundings are different, and Mr. Gavriel said that state funding is Ch. 667 and Federal is Ch. 202, and the guidelines for occupancy are almost exact.

Mrs. Delaney said that the Hous. Auth. has an existing list of applicants if the project is state funded - federal funding would mean a whole new list, and the applications would not be limited to town or even state.

Bob Charpentier, 21 Miland Ave., asked if Hous. Auth. funding is exhausted, would the Hous. Auth. recommend this proposal, and Mrs. Delaney said she could not speak for the Board. —

Rev. Harry Foster asked if Hous. Auth. build the housing and it burned down, what would happen to the land, and is there any control over the rent. Mrs. Delaney answered that if the housing burned the land would revert back to the Town, and that state low income housing formula is 25% of income for rent.

Mr. Keohane asked Mr. Gavriel why they would put up the money if they are not guaranteed that Dabco would be awarded the contract, and John Dabilis said that there are no guarantees in this business.

Linnea Fader, 217 Main Street asked about tax assessments on the property, and Mr. Harvey said the land belongs to the town and is tax exempt.

James Penuel, 270 Littleton Rd., said he feels the town needs more elderly housing now - and not wait until the Hous. Auth. can get funding.

Mrs. Withee, 16 Diamond St., asked Mr. Dabilis what guarantee there is that the back of the site won't be further developed, and he said this would be spelled out in the agreement with the town.

A resident asked if there is now a waiting list for elderly housing, and if so, take care of them now.

Mr. Emerson then stated that Mr. Gavriel and Mr. Dabilis are here at the invitation of the BOS, not to steal the town's land, and the purpose of the hearing is to hear the 2 proposals - private developer and Ch. Hous. Auth.

Mr. Harvey read a statement from Sel. Paul Hart, stating that he is in favor of the Dabco proposal unless North Chelmsford residents are opposed - if so, he will not support.

Mr. Harvey turned the chair over to Mr. Emerson, and spoke as a member of the Hous. Auth. - if there is no funding for the Hous. Auth. he would consider another avenue. He then took back the chair.

Mr. Ripsom asked Mr. Gavriel if his corporation would own the land at any time and he said No. Mr. Gavriel then gave a history of the Greek Orthodox Church of the Holy Trinity in Lowell.

Mr. Harvey then asked for a voice vote of the app. 100 people in attendance. It appeared that a majority of those present were against the private development proposal.

Mr. Harvey adjourned the hearing at 9:45 p.m.

For the Board of Selectmen, by

Judith E. Carter

[The page contains extremely faint, illegible text, likely bleed-through from the reverse side. The text is organized into several paragraphs and possibly a list or table structure, but the content cannot be discerned.]

Regular meeting of the Board of Selectmen held Monday, April 25, 1983 at McCarthy Junior High School at 7:00 p.m. Members present were: Mr. Harvey, Miss Towle, Mr. Emerson, Mr. Hart and Mr. Ready. Norman Thidemann, Executive Secretary was also present. Chairman Harvey opened the meeting at 7:00 p.m.

Meeting
April 25, '83

Motion BAT, second BOE, unan. to proclaim the week of April 24 - April 30 as National Dance Week.

Proclamation -
National Dance
Week

Motion BAT, second BOE, unan. to approve the minutes of the meeting of April 11.

Minutes Approv

Motion BAT, second BOE, unan. to approve the 1-day beer and wine license for the Society of Manufacturing Engineers for an outing at Camp Paul. The Ex. Sec. is to notify Camp Paul of the Board's limit to 5 1-day licenses per year.

Unfinished
Business

Warrant articles were discussed. Motion PCH, second BOE, that since the people in North Chelmsford appear to be opposed to turning the North School site over to a private developer for elderly housing, that the BOS withdraw Article 55. DJR said he feels the majority of North Chelmsford residents are in favor. BAT said she had received many phone calls in opposition. CAH said the Exalted Ruler of the Elks would not do anything until the Housing Authority has exhausted all possibilities for development, and BOE said that John Hanlon was not authorized by the Elks to state that the Elks are very interested in the private development project. The vote was 4 - 1 (DJR) in favor of withdrawal.

Warrant
Articles

BOE commented that on the Vinal Square article, more information is needed before the BOS can make a recommendation.

On the Dog Pound Art. 55, J. Paul Bienvenu, 7 Skyview Drive, was present and said he had sent a letter to the BOS stating that he has a vested interest in property abutting the land proposed for the Dog Pound at the McCarthy Junior High School. He pointed out that the Town owns several areas of land that might be feasible - the Swain Road landfill, a tract behind the Little League fields on Rte. 110 and another site in back of the Town Offices, and he feels that a more remote site could be found. PCH mentioned the problem with vandalism at Swain Rd. and other remote areas. Motion PCH, second BOE, unan. to request the Dog Pound Committee to hold a Public Hearing on Thursday, May 5, and to schedule a Special Town Meeting within the ATM on May 16 with one article - to find an acceptable location for the Dog Pound.

Motion DJR, second PCH, unan. to appoint Brian Leonard to serve on the Conservation Commission until the Annual Appointments are made the end of June, to replace Ed Marshall whose term expired in April.

The Chairman introduced the student members of the BOS and the Executive Secretary Matt. St. Hilaire, CH, Dana Cashman, Karen Currier, Ric Hohmann, Nancy Russell and Judy Harrington, Ex. Sec.

Under New Business BAT requested that the Pol Dept. survey Robin Hill Road near Sunny Meadows Farm for the need for "Horses Crossing" signs in both directions. Motion was seconded by BOT, unan.

New Business

John Tucker, Chelmsford Elks, was present and invited the BOS and all Town Office employees and spouses to attend the Youth Government Day Dinner at the Elks on Thursday, April 28th.

Motion BAT, second BOE, unan. to adjourn the meeting at 7:25 p.m.

For the Board of Selectmen by

Judith E. Carter

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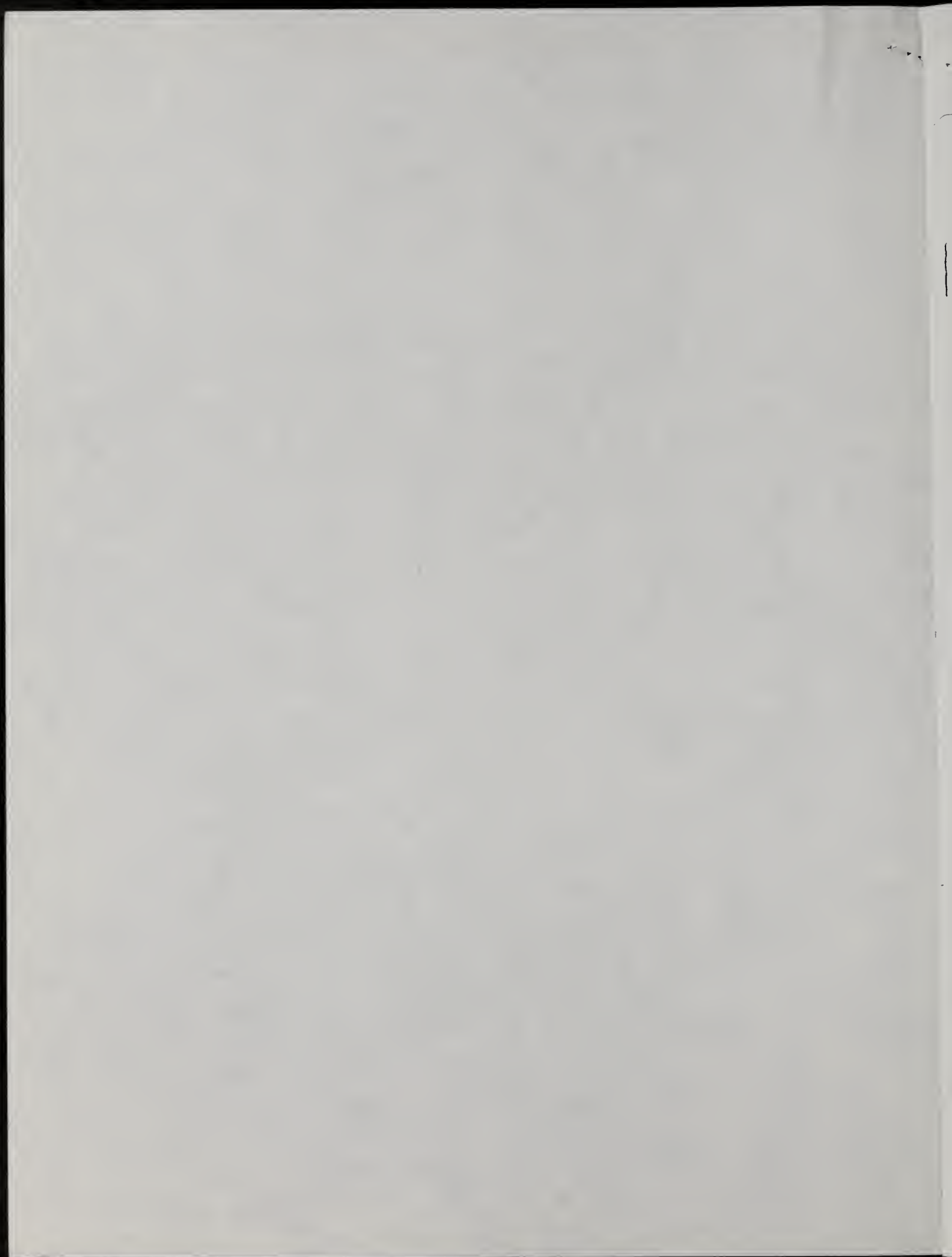
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30 Meeting May 2, 1983	Regular meeting of the Board of Selectmen held Monday, May 2, 1983. Members present were: Mr. Harvey, Mr. Emerson, Mr. Hart and Mr. Ready. Miss Towle was absent due to illness. Norman E. Thidemann, Executive Secretary, was also present. Chairman Harvey called the meeting to order at 7:30 p.m.
Open Session	During the open session of the meeting, Pauline Taylor from the Mobile Home Park was present to question the Board's policy of accepting petitions for articles to be placed on warrants and to call Special Town Meetings, etc. She said that the majority of the park tenants are not being fairly represented. The Board told Ms. Taylor that we do have a Town Meeting form of government and that articles on the warrant and petitions for Special Meetings are controlled by state law and Town by-laws.
Minutes Approved	Motion DJR, second BOE, unan. to approve the minutes of April 21 and April 25.
Member Reports	Members discussed the Dog Pound hearing scheduled for May 5, at which time alternative sites at Swain Road Landfill and behind Town Offices will be discussed. PCH said there is another alternative - he has talked with Mrs. Wojtas and she would consider either a 1-year extension of using her pound or even a five year lease, which would free up cash for the Finance Committee. She would also allow the Town to break the lease if approved at Town Meeting. He recommended that the BOS wait and come up with a better location, unless Town Meeting dictates that one be built in one of the proposed locations now.
Ex. Sec. Reports	The Ex. Sec. reported that the Dog Pound Hearing is at 7:00 pm on May 5, and that the BOS is scheduled to meet with the Cable TV Committee at 8:00 pm at the High School. He noted that the file on the Drug Committee is still open for more volunteers. He thanked all who participated in Student Government Day.
Appointment - Cultural Council	Motion BOE, second DJR, unan. to appoint Pat Fitzpatrick, 42 Thomas Drive, to the Cultural Council.
Bradlees - Aoolication for Comm. Vict. License	At 7:45 pm the Board met with the Store Manager and the Food Service Manager of Bradlees, at the Chelmsford Mall. They are applying for a Common Victualler's license for a 30 seat snack bar. The snack bar will consist of 500 square feet, at the Mall entrance to the store, and will be frozen, baked type food. The Board of Health and Bldg. Insp. have approved the plans. There will be no frying done and mostly disposable paper products will be used for serving. Motion DJR, second BOE, unan. to advertise and set up a Public Hearing on this application.
Unfinished Business	Under Unfinished Business, motion DJR second PCH, to rescind the power of arrest granted to Auxiliary Police Officers. Vote was 3 in favor, 1 opposed (BOE).
Warrant Articles Urban Systems	The Board then discussed warrant articles. Under Art. 27, Urban Systems, BOE told Tom Pawlina, who was present from SEA Consultants, that the Urban Systems Advisory Committee did not like any of the 5 proposals presented. and he moved to not recommend the article, seconded by PCH. Mr. Pawlina said that SEA tried to make improvements in the traffic flow and still retain the character of the Town. He showed Alternative #6, which would not give up any parking places in the Center, and explained the different changes they are proposing. He noted that two changes on Fletcher Street may be eligible for Urban Systems funds. BOE said that he would want to proceed step by step, with engineering for each step. Town Counsel James Harrington was present and said that he can re-word the motion for the article so that the plan would be referred to, if SEA would title the plan. Mr. Pawlina said he feels that the Vinal Square plan is a good Urban Systems candidate. DJR asked that a meeting of the Urban Systems Advisory Comm. be scheduled for May 12. BOE withdrew his motion to recommend against the article, and PCH withdrew his second. Motion BOE, second DJR, unan. to hold on any action tonight and schedule the Committee meeting within the next 2 weeks.



On Article 29, the E-911 phone system, the study committee has recommended that \$6400 be requested to do the preliminary engineering work, to be done either by New England Telephone or NEMLEC. Motion DJR, second BOE, unan. to follow the committee's recommendation and support this article.

Warrant
Articles

George Ripsom, FinCom Chairman, was present and said that by the Town paying 60% of the employees' Blue Cross, it will cost the Town an additional \$130,000. The FinCom will discuss where this money is coming from at their meeting tomorrow night. PCH said he feels each department should make their own budget cuts.

Under New Business PCH reported that there is an excess amount of sand on Locke and Davis Roads, and requested that they be swept. The Chairman said that the hired sweeper will be a week late in coming, but he will ask the Highway Dept. to sweep these streets in the morning.

New Business

Motion DJR, second BOE, to go into Executive Session to discuss pending litigation at 9:15 p.m. Roll Call vote was as follows: BOE-Aye; PCH-Aye; DJR-Aye; CAH-Aye.

Ex. Sess. re
Pending Litiga
tion

The Board returned to open meeting at 9:45 p.m. Motion DJR, second BOE, unan. to adjourn.

Return to Open
Mtg. - Adjourn

For the Board of Selectmen, by

Judge E. Carter

1. The first part of the paper is devoted to a general discussion of the problem of the existence of solutions of the system of equations (1) for arbitrary values of the parameters α and β . It is shown that the system has solutions for all values of the parameters α and β if the function $f(x)$ is continuous and has a bounded derivative. The second part of the paper is devoted to a detailed analysis of the case when the function $f(x)$ is a step function. It is shown that in this case the system has solutions for all values of the parameters α and β if the function $f(x)$ is continuous and has a bounded derivative. The third part of the paper is devoted to a detailed analysis of the case when the function $f(x)$ is a step function. It is shown that in this case the system has solutions for all values of the parameters α and β if the function $f(x)$ is continuous and has a bounded derivative.

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TOWNE CLERK

Regular meeting of the Board of Selectmen held Monday, May 16, 1983 at the
McCarthy Junior High School at 7:00 p.m. Members present were: Mr. Emerson,
Mr. Hart and Mr. Ready. Selectmen Towle and Harvey were ill. Norman Thide-
mann, Executive Secretary, was also present. Mtg. May 16 at
McCarthy Jr. High
School

Mr. Emerson called the meeting to order at 7:05 p.m. Representatives of Brad-
lees were present for a Public Hearing on their application for a Common Vict-
ualler's license at their store at the Chelmsford Mall. Attorney Robert Mul-
doon presented documentation and plans to support the application. He stated
that the store has between 12 - 15,000 customers per week, and they have asked
for a snack bar. No one present was in favor of or opposition to this applica-
tion. He stated that there are now pay toilets app. 25 feet from the proposed
snack bar. Motion DJR, second PCH, unan. to grant Bradlees a Common Victualler
license with the stipulation that the restrooms be made free to the public. Pub. Hrg. -
Bradlees Common
Victualler Lic.

C. Thomas Eldridge was present with a petition from New England Telephone Co. New England Tel.
to install 370 feet of conduit along the northeasterly side of Chelmsford St. Buried Conduit -
to the Lowell line, and stated that this installation would not be in conflict Chelmsford St.
with the proposed resurfacing of Rte. 110 by the state. Motion DJR, second
PCH, unan. to grant permission for this installation.

The appointment of Richard Lahue, Sr. as Clerk of the Works for the Center Town Unfinished
Hall project as a courtesy and in recognition of the time he has already given Business
to the project was discussed. PCH felt that this would be a conflict of
interest since Mr. Lahue is a member of the Historic District Commission and
the building is within the district. Motion PCH, second DJR, unan. to table
this appointment.

134.
Am. Legion
One-day Beer
& Wine License

The one-day Beer & Wine licenses applied for by the Am. Legion Post 313 for the Fishing Derby at Crystal Lake was discussed. Reps. of the post volunteered to donate the profits from the sale of beer, hotdogs and hamburgers on the grounds to the March of Dimes. PCH expressed concern about beer not being drunk on the premises but all around the lake. The Board did approve them blocking off the entrances to Willis Drive for those two days, with the approval of the Police Chief. The Board also approved of the Legion selling hotdogs, hamburgers and soft drinks outside under their Common Victualler's License.

At 7:27 the Board adjourned to the gymnasium for the commencement of the Adjourned Annual Town Meeting and took the following action:

Position on
Articles

Motion DJR, second BOE to support the Urban Systems article. Vote was 2 in favor, 1 opposed (PCH).

Motion PCH, second BOE to dismiss the Dog Pound article. Vote was 2 in favor, 1 opposed (DJR said he is in favor of whatever site the Dog Pound Advisory Committee recommends.)

Motion PCH, second BOE to move to not support the Rent Control article. Vote was 2 in favor, 1 opposed (DJR).

Adjournment

Motion DJR, second PCH, unan. to adjourn the meeting at 7:35 p.m.

For the Board of Selectmen, by

Judith E. Carter

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TOWN CLERK
TOWNSHIP CLERK

Regular meeting of the Board of Selectmen held Monday, June 13, 1983. Members present were: Mr. Harvey, Mr. Emerson, Mr. Hart and Mr. Ready. Miss Towle was away on vacation. Norman Thidemann, Executive Secretary, was also present. No one was present for the open session. Chairman Harvey called the meeting to order at 7:30 p.m.

Motion DJR, second BOE, unan. to proclaim June as Burglary Prevention Month.

Motion DJR, second PCH, unan. to proclaim June 14th National Flag Day.

Motion DJR, second BOE, unan. to proclaim June 14 - July 4 as Honor America Days.

Motion DJR, second BOE, unan. to approve the minutes of May 23rd.

Meeting
June 13, 1983,
Members
Present

Proclamations

Minutes
Approved

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Care Ambulance Presentation

James Sullivan, president of CARE Handi-Van and Ambulance, was present to discuss ambulance service with the Board, and said that he would like to bid on the Town contract. He gave a history of his company and introduced some of his key employees. He also said that he has no Town contracts now, but does serve all the Wang buildings. Dep. Police Chief Pennryn Fitts said he had no questions but said that he and Dep. Fire Chief Sousa would like to request that any ambulance co. with the contract make sure their personnel know the streets in Town, that they be allowed to inspect the vehicles periodically, and that they have access to the records of employees training. Paramedic Steve Carter asked if CARE can accommodate an Advanced Life Support system and Mr. Sullivan said Yes BOE asked Carter to explain ALS, which he did, and Dep. Fitts explained the Greater Lowell ALS program.

Transfer - Hydrogen Storage License KCS Way

George Yencho was present to request the transfer of the existing hydrogen storage license on KCS Way from Raymond Carye to BBF Realty, owner of the building which Silicon Transistor occupies. This transfer was approved by the Fire Dept. and Building Inspector, and nothing will change from the original license. Motion BOE, second DJR, unan. to approve the transfer.

Town Celebra- tions Comm.

Walter Hedlund was present to discuss the requests of the Town Celebrations Committee for the 4th of July - chairs, signs, etc, and said that chairs will be set up for the elderly, and that there will be portable toilet facilities. Motion DJR, second BOE, unan. to grant the requests of the Town Celebrations Committee as outlined in their letter of June 7, 1983.

New England Teleone Peti- tions - Sted- man St. and Drexel Drive

Tom Eldridge, New England Telephone Co., presented 2 petitions to the Board: 1. 15' of buried cable on Stedman Street to serve a new subdivision, Matthew Lane - motion DJR, second BOE, unan. to approve; and 2. 1 additional pole to be added on Drexel Drive 46' west of Dennison Road - motion PCH, second DJR, unan. to approve.

Board Members Reports

Under Board Member reports, DJR reported that the Middlesex County Committee on the Disposition of the Training School, of which he is a member, is meeting tomorrow afternoon to vote on their recommendation to the County Commissioners.

Motion DJR, second BOE, that the Board send a letter to Lowell Cablevision requesting that Channel 43 be made 2-way from all public buildings and that this letter will serve as 30-day notice. BOE asked if this is part of the contract and DJR said he wants to check with Town Counsel, but send the notification anyway. DJR then revised his motion to send the letter subject to Town Counsel's opinion that this is part of the contract, second PCH, unan.

PCH asked for discussion on the Training School issue. DJR said that the Advisory Committee is made up of 3 members, each appointed by a Commissioner, and he feels the Committee will say to "dispose of" the property - either by sale or long-term lease. His position is to sell it, but he does not feel there will be 2 votes to sell. He added that a long-term lease could mean from 50 - 99 years, would rule out condominiums, and limits use of the property.

DJR reported that he has received a call from Lowell City Councillor LeMay regarding a discussion re a joint Dog Pound in the vicinity of the old Lowell incinerator. CAH said the site behind the Police Station will have to be given up as a site for the new Dog Pound, since it is all ledge, and if the BOS talks with Lowell, the Dog Pound Advisory Committee should be invited to attend. Motion BOE, second DJR, unan. to set up a meeting with Lowell to discuss a joint Dog Pound.

The Ex. Sec. reported that the Robert F. Kennedy Action Corps has offered the Town a check for \$500. in appreciation of the Town's cooperation with their facility at the Training School. Motion DJR, second BOE, unan. to accept this check.

Ex. Sec.
Reports

He reported that he had met with Mass. Comm. Against Discrimination (MCAD) and the new state administration has taken a new stand on Affirmative Action and the Town is not now in compliance. He is working on long-term goals - Affirmative Action, Minority Industries Program and establishing a Fair Housing Authority Committee.

The Ex. Sec. told the Board that in order to offer HMD's to employees they must first accept Section 16, Chapter 32-B, Mass. General Laws. Motion DJR, second BOE, unan. to accept this section.

Mr. Thidemann reported that under the Jobs Bill there is \$100 million available nationwide for EDA grants, and that the Town is eligible for a 50% grant for work of an industrial or recreational nature. The Town needs roadwork and repair of the culvert on Turnpike Road, and he asked the BOS if they want to pursue a grant and finding matching funds. Motion PCH, second DJR, unan. to have the Ex. Sec. pursue the grant and seek matching funds.

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He reported on the Merrimack River bridge that the construction bid will be let in July, they hope to start work on the bridge by September 1 and have it completed by the Fall of 1984.

or
1

Motion DJR, second BOE, unan. to take Agenda items 4, 5 and 6 out of order.

Unfinished
Business

Motion DJR, second BOE, unan. to request Mass. Electric to install a 4,000 lumen streetlight on MEE Pole #389/1 on the corner of Village View and Knob Hill Roads, and to update the light on MEE Pole #4 on Villabe View Road.

Motion DJR, second BOE, unan. to appoint Westford Police Officers as Special Police Officers in the Town of Chelmsford as requested by the Police Chief.

Motion DJR, second BOE, unan. to award the bids for Highway Department materials to the following firms, as recommended by the Supt. of Streets: Bituminous Materials - George Brox, Inc., Dracut; Bank Gravel Delivered - E. H. Perkins, Wayland; Processed Gravel - Glenview Sand and Gravel, Chelmsford; Manhole and Catch Basins Blocks - Southeastern Construction Corp., Avon; Steel and Aluminum Culvert Pipe - Penn Culvert Co., Billerica; Concrete Pipe - Scituate Concrete Pipe Corp., Scituate; Manhole and Catch Basin Castings - E. L. LeBaron Co., Brockton; Crushed Stone - George Brox, Inc., Dracut; and Liquid Asphalt and Emulsions - All States Asphalt, Inc., Sunderland.

Motion DJR, second BOE, unan. to award the bids for Highway Department Equipment to the following firms, as recommended by the Supt. of Streets: Asphalt Paver - Files Equipment Co., Inc., Acton; Trailer Mounted Brush Chipper - Guess, Amherst, NH; Compactor - Parker-Danner Company, Hyde Park; Sand Blaster Unit - Parker-Danner Company, Hyde Park; and Diesel Powered Dump Truck - Harr Motor Company, Worcester, MA.

Motion DJR, second BOE, unan. to award the bid for the reconstruction of Parkhurst Road to Bell and Flynn, Strat., NH.

Motion PCH, second BOE, unan. to request the Supt. of Streets and the Safety Officer to check both ends of Parkhurst Road at the intersections to see what can be done to eliminate problems caused by increasingly heavy traffic.

Under New Business, motion DJR, second PCH, unan. to request the Highway Dept. to extend the double lines on Turnpike Road to the intersection of Billerica Road and around the corner to the right.

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Motion DJR. second PCH, unan. to send a letter to the state DPW asking them to make the Route 3 (northerly) off-ramp onto the Durm Hill Rotary 2 lanes, and to look into widening Route 3.

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New Business

The ambulance contract was discussed, DJR recommended sending the present contract to Dep. Chief Fitts and Dep. Chief Sousa for their recommendations, and to review the specs before advertising. PCH and BOE asked to schedule a Public Hrg. in order to get input from more people and professionals in the community. The Ex. Sec. said that one option is to extend the present contract for 3 months while the matter is being studied. Motion PCH, second DJR, unan. to notify A-Medic that we want to extend the present contract until October 1st.

DJR said he has had calls from merchants, etc. who are interested in donating holiday decorations, lights, etc. to the Town, and he feels the Board should appoint a committee. BOE said he feels it should be a private committee, with BOS support, but not Town appointed. Motion DJR, second PCH, to establish a Holiday Decorations Committee. Vote was 3 in favor, 1 opposed (BOE).

BOE asked the Ex. Sec. to schedule a meeting of the Urban Systems Advisory Committee in the next few weeks for the purpose of reorganization. DJR said that the Committee did not know about the traffic tests done in the Center last week, and that they should be informed of any future tests!

Adjourn to
Executive Session

At 9:00 p.m. Motion DJR, second BOE, to go into Executive Session to discuss pending litigation and collective bargaining. Roll Call vote was as follows: BOE-Aye; PCH-Aye; DJR-Aye; CAH-Aye. It was announced that the BOS would not return to open meeting.

For the Board of Selectmen, by

Judith E. Carter

RECEIVED
OCT 21 2 52 PM '83

Regular Meeting July 11, 1983	Regular meeting of the Board of Selectmen held Monday, July 11, 1983. Members present were: Mr. Harvey, Miss Towle, Mr. Emerson, Mr. Hart and Mr. Ready. Norman Thidemann, Executive Secretary, was also present.
Open Session	During the open session of the meeting Attorney John Sullivan and several residents of Wiggin Street were present to ask the Board what they could do about the dangerous condition of the road. John Roux, 4 Wiggin St. told the Board the background of the development, and said that last week it was discovered that the bond the Planning Board was holding for completion of the road was a fraud. Mr. Harvey and Mr. Hart had inspected the street last Sat. am, and said it could easily be fixed at thispoint, but if let go, it would be a major project. Motion DJR, second PCH, unan. to: 1. ask the Supt. of Streets for a cost estimate for the Town to complete the road; 2. ask Town Counsel the legal ramifications of taking over the street and repairing it; 3. ask the Town Engineer to check out the drainage problems; and 4. include an article on the warrant for the next Special Town Meeting for funds to do this work.
Wiggin Street	
Summer Street Sidewalk	Mrs. Margaret Clarkowski, 57 Winter Street was present to ask the BOS to do something about the sidewalk on Summer Street, near the Market Place. She said it was torn up during construction and never replaced safely. She also asked that the "Dangerous Curve" sign be replaced. The Board agreed to write a letter to the owner, Arnold Katz, asking him to repair the sidewalk.
Call to Order	Chairman Harvey called the meeting to order at 7:45 p.m.
Minutes Approved	Motion BAT, second BOE, unan. to approve the minutes of the June 13 meeting, both Regular and Executive Sessions.
Transfer Fuel	Motion BOE, second PCH, unan. to transfer the fuel storage license at 100 Wotton Street from Southwell Combing Co. to Clifford and Margo Dallmeyer.
New England Telephone Wellman Ave.	George Gagan, New England Telephone Co., was present with two petitions. The first was for buried cable on Wellman Ave. to supply service to the condos being built. No was was in favor of or opposition to this petition. Motion PCH, second DJR, unan. to approve this petition. Mr. Gagan's next petition was to install a con-

crete pad eventually 4 apparatus cabinets across from 197 Robin Hill Road. The owner of that property, William Riley, was present and said that he did not want this apparatus directly across from his home. Mr. Gagan said they could put up shrubbery and maintain it, but PCH said that this sounded dangerous, since it would narrow the roadway. Motion BAT, second DJR, unan. to deny this petition.

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New England
Tel. Petition
Denied -
Robin Hill R

Motion BOE, second PCH, unan. to ask the Ex. Sec. to check Tuesday am to determine which utility company is doing work on Acton Road and ask them to patch the road as soon as possible.

Under reports, DJR said that the County Commissioners have voted to have the County divest itself of the Training School property, either through a long-term lease or sale.

Reports

The Ex. Sec. reported that the Board of Health has written to the BOS asking their approval to raise the license fees for the Mobile Home Park from \$6.00 to \$8.00 per trailer. Motion BAT, second BOE, unan. to approve this increase.

At 8:00 pm Atty. Joseph B. Shanahan, Jr. was present for the Public Hearing on the Courthouse, Inc. application to amend their All Alcoholic Common Victualler license. He told the Board that since the fire on the premises in 1982 there has been a change in corporation, transfer of stock from the former owners to Blair J. Finnegan and Ronald Loiselle, and a change in manager to Messrs. Sexton and Fenster. He also presented Return Receipts and an affidavit that the hearing had been advertised and abutters notified. The Bldg. Inspector and Fire Management & Dept. have approved the change in floorplan, and there are no exterior changes. He requested that the management change be noted on the entertainment licenses, and said that the hours requested on the alcoholic license are 8:00 am to 2:00 am weekdays, noon until 1:00 am Sundays. Motion BAT, second DJR, unan. to approve the change in corporation, management and floorplan for the All Alcoholic License for the Courthouse, Inc., 1 Courthouse Lane. Motion BAT, second DJR, unan. that the Board approve the change in ownership and management on the entertainment licenses.

Public Hearing
Courthouse All
Alcoholic
License -
Changes in
Corporation,
Management &
Floorplan

Mr. Harvey asked Mr. Shanahan for further information on the streets that Mr. Finnegan had requested be accepted at the Annual Town Meeting. He said that the catch basins should be fixed first, and Mr. Shanahan said this would be done immediately. A meeting with various engineers was discussed, and Mr. Hart said he feels the proposal should come from the developer. Mr. Shanahan said they will come back with a proposed plan within 30 days to correct the problems on these six streets.

Street
Acceptances -
Tanglewood Dr.

Atty. Shanahan then presented the Board with an update on the expansion of the Howard Johnson's motel on Chelmsford Street. The number of rooms will double from 56 to 114, and the addition will be five stories rather than 3. The "gatehouse" will be removed, the large Howard Johnson's sign will be replaced with a more aesthetic sign. and the sign facing Route 495 will be removed.

Expansion -
Howard Johnson's Motel

The Ex. Sec. reported that the State DPW and Hanover Construction have requested permission to set up a construction trailer on Wesley Street while they are doing work on the Drum Hill Rotary. Mr. Hart said he thought they were going to put it at the state pit on Route 4 and that the residents on Wesley Street are upset at having the trailer there. Motion BOE, second DJR, unan. to send the application back with instructions to find an alternative site and for the Board to approve an alternate site which is acceptable any time prior to the next meeting.

Ex. Sec.
Reports

Chester Kelly, President of A-Medic Ambulance Co., was present and said that he is upset that he was not invited to the last meeting when CARE Ambulance made a presentation to the Board. He quoted from the 1979 contract specs and said

A-Medic
Ambulance -
Contract Extended

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that he does not feel CARE could meet those specs. He introduced Mark Tremblay, the Field Coordinator for Advanced Life Support in the Merrimack Valley. Mr. Tremblay said that all ambulance services in the area are involved in the training program for ALS, and that no one has been certified yet. Motion BAT, second PCH, that the BOS continue their contract with A-Medic through June, 1984. Mr. Hart said that he feels the BOS has to look for ways to improve the service, and eventually have an ambulance based in Town, and would like to see the Ex. Sec., the Board, and reps from Police and Fire Depts. work towards doing this. The motion was voted unanimously in favor.

Ex. Sec. Reports The Ex. Sec. reported that he needs a vote of the BOS to make the Dog Officer position full-time, at Level 5, the step to be pursued with the Personnel Board. He added that the Dog Officer would be on call 24 hours per day. Motion BAT, second BOE, unan. to do so. Mr. Thidemann will make changes in the schedule and verify these with the Board. Motion PCH, second DJR, unan. to request the Police Chief to supply the Dog Officer with one of the new portable radios.

D'Amico's Sandwich & Pasta Shop - Common Vict. License Atty, Shanahan then presented the application of Joseph D'Amico for a Common Victualler's license for D'Amico's Sandwich and Pasta Shop at 48-54 Chelmsford St. He had mailed background information on the proposed shop to BOS members. He said that the shop will be 11,000 square feet, with seats for 32 people, that the Bldg. Insp. has approved the zoning and the Board of Health has approved the septis system on the preliminary plan. No one spoke in favor of or opposition to this application. Motion BAT, second PCH, to approve the issuance of this license subject to inspection and approval by the Board of Health. The vote was 4 in favor, BOE abstaining because of possible conflict of interest.

Restriction removed - Class II Auto Dealer's License - Chelmsford Auto Sales Inc. Richard Wheeler and Larry Cunningham, Chelmsford Auto Sales Inc., 123 Princeton Street, were present to request that the 30 car limit on their Class II Auto Dealer's License be removed. Mr. Wheeler told the Board that he would like to be able to have up to 100 cars for short periods of time on his one acre lot. DJR said he has a problem with the term "unlimited". Motion BAT, second PCH, to grant with the stipulation that no "junk cars" will be visible from the street. Vote was 4 in favor, 1 opposed (DJR).

Dobroth & Fryer - Permission to tie into Lowell Sewer System Atty. Shanahan then spoke with the Board representing Dobroth and Fryer, 134 Middlesex Street, Lowell, the developers of 16 acres in East Chelmsford, with 2 research and development office buildings. The plan has been approved by the Board of Appeals, Planning Board, Conservation Commission, Board of Health and Fire Department. It is more practical for them to tie into the City of Lowell sewer system. He is requesting the Board and the Planning Board to issue letters stating that they have no objection to Dobroth & Fryer entering into a license with the City of Lowell. Motion DJR, second BOE, unan. to grant permission.

Ex. Sec. Reports The Ex. Sec. reported that a memo regarding licensing procedures was sent to each BOS member and this should be voted on to make it part of the BOS office procedure. This will be done at the August 15 meeting.

Annual Appointments Motion BAT, unan. to approve the 1983 list of Annual Appointments as submitted by the Ex. Sec.
Motion BAT, unan. to appoint David Roberts, 5 Belmont Drive and Gerald Coutu, 21 Pearson Street. to the Recreation Commission.
DJR asked for a Hold on the Cable TV Advisory and Town Celebrations Committee reappointments.
Motion BAT, unan. to approve the list of annual reappointments to Boards, Committees and Commissions as submitted. (See Annual Appointments 1983 file)

Fire Mechanic Motion BAT, second BOE, unan. to appoint Robert Dupras as Police and Fire Department mechanic.

Motion PCH, second BAT, unan. to advertise the position of Highway Department laborer. Vote was 4 in favor, 1 opposed (DJR).

Unfinished
Business

Motion BAT, second BOE, unan. to appoint 5 permanent police/officers/as recommended by the Police Chief: Peter C. McGeown, July 7; James F. Murphy, July 8; John D. Ubele, July 9; Brian F. Mullen, July 10, and Paul E. Cooper, July 11, 1983.

Appointments

Motion BAT, second BOE, unan. to award the bid for the Fire Dept. computer decoder to the only bidder, R. B. Allen Co.

Bid Awards

Motion BAT, second BOE, unan. to award the bid for the cleaning of catch basins to the low bidder, Roto-Rooter, Stoughton, MA.

Motion BOE, second DJR, unan. to send a letter of thanks for the 4th of July celebration to participating organizations: Town Celebrations Committee, Elks, Minutemen, Cultural Council, Art Society, Community Band, etc.

New Business

Motion BOE, second DJR, unan. to invite the Celebrations Committee and the Minutemen to a BOS meeting to discuss improving the booth area on the Common.

DJR reported that he had received a letter from Atty. Ed London asking him to represent the Board at a meeting of the two opposing sides in the Mobile Home Park, but did not attend. The Board discussed this and feels that no member should be involved in negotiating a private contract of this type.

The Board discussed the lack of air conditioning in the Meeting Room, and the Ex. Sec. was asked to look into obtaining various proposals for installing it.

At 9:30 pm motion BAT, second DJR, to adjourn to Executive Session for the purpose of discussing strategy re collective bargaining. Roll Call vote was as follows: BAT-Aye; BOE-Aye; PCH-Aye; DJR-Aye; CAH-Aye.

Adjourn to
Executive
Session

For the Board of Selectmen, by

Judith E. Carter

Regular meeting of the Board of Selectmen held Monday

RECEIVED
OCT 21 2 52 PM '83

Regular meeting of the Board of Selectmen held Tuesday, August 16, 1983. Members present were: Mr. Harvey, Miss Towle, Mr. Emerson and Mr. Ready. Mr. Hart was absent. Norman Thidemann, Executive Secretary, was also present. Chairman Harvey called the meeting to order at 7:30 p.m.

Regular
Meeting
Aug. 16, 1

Atty. Sullivan, representing the residents of Wiggin Street, was present. Mr. Harvey told him that the BOS has discussed the situation re the road with Town Counsel and since the broken area is dangerous for public safety the Town will fix that portion of the street early in the Fall, and the street will be completed. He said that this will be confirmed at least by the next BOS meeting. Motion DJR, second BAT, unan. that if this matter is not resolved, the BOS will put an article on the warrant for the next Special Town Meeting.

Wiggin Street

St. Vartanantz Armenian Church rep. was present requesting 2 1-day All Alcoholic Liquor licenses for 2 annual church picnics. These will be their second and third licenses for 1983. Motion BAT, second BOE, unan. to grant these licenses. Motion DJR, second BOE, unan. to allow St. Vartanantz to obtain up to 5 licenses per year by letter, without appearing before the BOS each time, as other town organizations are allowed to do.

St. Vartanantz
1-day license

Motion BAT, second BOE, unan. to proclaim September 7 - 20, 1983 as World Peace Days.

Proclamation

140
Board Member
Reports

Under Board Member reports, Mr. Emerson asked Mr. Ready for an update on the Sewer Commission's progress. Mr. Ready said that they are now reviewing the engineering report, which will be approved at their Aug. 18th meeting. This recommends sewerage Vinal and Central Squares, and the Golden Triangle. There will be a public hearing around the middle of September. Step 2 will be presented at the next ATM.

Mass. Electric
Petition -
Wellman Ave.

Jim Denham. Mass. Electric Co. was present with a petition for permission to install 2 poles and underground conduit on Wellman Avenue to service the new condominiums. No one present was in favor of or opposed to this petition. DJR expressed concern about the power station across from Skip's on Route 110 - that he has requested several times to have aborvitae planted around the fence. Mr. Denham told him who to contact at Mass. Electric. Motion BOE, second BAT, unan. to approve the petition.

Reports (cont'd)

Under Reports BOE said that James Cooney wants to be released from his lease at the Center Town Hall. Motion BOE, second BAT, unan. to release Mr. Cooney from his contract to lease the former Treasurer's office. Mr. Emerson added that the work on the building is app. 98% completed.

New England
Telephone -
Petition
Turnpike Rd.

George Gagan, New England Telephone, was present with a petition to install cable on Turnpike Road to service the industrial park and the new homes on Freeman Road. No one present was in favor of or opposed to this petition. Motion BAT, second DJR, to grant. Vote was 3 in favor, BOE abstained due to a possible conflict of interest.

Town Celebrations
& Minutemen re
4th of July
Booths

The Town Celebrations Committee and the Colonial Minutemen were present to discuss the booth area on the Common during the 4th of July celebration. Board members told them that they had numerous complaints that some of the goods being sold were not of good quality, and some booths gave a "tacky" appearance. William Fay, Chairman of the Booths, said he had heard no criticism, that there were 43 booths and it is hard to control what is being sold. He said they would do anything they can to improve the quality, but needs some direction from the BOS. It was suggested that notice re booth space could be sent out March 1 to local non-profit organizations and crafters, and April 1 to other. It was agreed that the Ex. Sec. will work with Mr. Fay to try to establish some guidelines for the renting of booths. Charles Marderosian said that he feels Chelmsford's celebration is much better than most other towns, and said it is hard to judge quality. He said that they will try to tie in with the BOS next year.

Civil Defense

BOE then asked Walter Hedlund, Chairman of the Civil Defense Committee, what is the Town's situation for a State of Emergency or large disaster - are we prepared? Mr. Hedlund said Yes - that they have been attending Hazardous Waste seminars, etc. and working with the Fire and Police Departments to set up for any type of emergency. He added that they have a good relationship with surrounding towns, and they all meet on a periodic basis at Area 1 headquarters in Tewksbury. He also stated that they are a volunteer group with limited funds, and that the BOS has to declare a State of Emergency before Civil Defense can operate.

Class II Auto
Dealer's Applica-
tion Withdrawn
Reports (cont'd)

The Ex. Sec. announced that Earl Sacho's application for a Class II Auto Dealer's license at 4 Oak Street has been withdrawn.

Mr. Harvey reported that the Highway Dept. is well into their Summer work - and listed streets that have been done with "supermix" and those that will be done in the future.

The Ex. Sec. reported that the BOS has approved the concept of a Town Engineer and that a committee should be appointed to pursue this matter. Motion BOE, second BAT, unan. to form this committee.

He reported that the BOS has received a request from Richard O'Neil to put an article on the warrant for Town Meeting re marking handicapped parking spaces with signs stating that unauthorized vehicles will be fined or towed. Alice Gossett

asked about temporarily handicapped persons, and he told her that temporary permits are a part of the by-law.

743
Ex. Sec.
Reports

The procedure for Automatic Amusement Device Licenses was discussed. Members agreed that the number of games in restaurants seating more than 30 persons w/ no alcoholic should be limited to 2. DJR recommended that the initial license fee be \$50.00 license per game, and \$20.00 yearly renewal fee. Members all agreed to this. Motion DJR, second BOE, unan. to approve the procedures as drafted by the Ex. Sec. Motion BAT, second DJR, to lift the moratorium on video games set in April, 1982. Vote was 3 in favor, 1 opposed (CAH).

Motion BAT, second BOE, to reappoint Richard Ste. Marie, Harold Witt, Norman Locke, Ford Cavallari, John Magnasco and Patricia Moser (non-voting member) to the Cable TV Commission. Vote was 3 in favor, 1 opposed DJR, who wanted to replace Mr. Cavallari due to his attendance record).

Unfinished
Business

Motion BAT, second BOE, unan. to reappoint the Town Celebrations Committee as follows: Jack Cooney, William Fay, James Gifford, Walter Hedlund, Ray Day, Dana Caffelle and Charles Marderosian.

Motion BAT, second DJR, unan. to make the following appointments: Stephen Stowell, 5 Weide Street, to the Historical Commission; Charles McEnnis, 25 Ruthellen Road, to the Veterans' Emergency Fund Committee to replace Peter Saulis; Harold Witt, 106 Graniteville Road, to the SMAC Committee; Deputy Police Chief Pennryn Fitts to the Civil Defense Committee to replace Walter Edwards; Paul Bartel, 133 Old Westford Road, to the Council on Aging.

Motion BAT, second BOE, to appoint Lawrence Ferreira, 81 Riverneck Road, and Stephen Harvey, 10 Concord Road, as laborers in the Highway Department. Vote was 3 in favor. Mr. Harvey abstained.

Motion BAT, second BOE, unan. to ratify the issuance of 1-day Beer & Wine Permits for the Gus Coutu Friendship Picnic on August 14 and the American Legion Post 313 Clambake on July 31.

Motion BAT, second BOE, unan. to ratify the issuance of a 1-day Auctioneer's License to John C. Holt, Lakeview, MA for August 6 at 35 Holt Street.

Motion BAT, second DJR, unan. to request Mass. Electric Co. to install or upgrade streetlights at the locations on the list prepared by the Ex. Sec.

Attorney Meagher, representing P. J. Keating Co. was present to protest the Wm. Belleville re-bid on Bituminous Concrete for the Highway Dept. He said he understands that on the first bid the BOS determined that Belleville was not responsible and eligible. On the re-bid he feels the bid was incomplete, not legal under state statute, under DPW specs all material is to be produced at the same plant, and that Mr. Belleville is not in compliance.

Motion BAT, second DJR, to award the bid to the second lowest bidder, P. J. Keating. Vote was 2 in favor (BAT and DJR), 2 opposed (BOE and CAH). The bid award will be made at the next meeting when the full Board is present.

Under New Business, motion BAT, second BOE, unan. to request the Safety Officer to look into the problem of heavy traffic at the Forum during U. Lowell hockey games, and suggest that possibly Brick Kiln Road could be made one way during the games and have an Auxiliary Police officer stationed at each end of the road.

New Business

DJR asked about brush cutting and the Chairman said the Highway Dept. is planning to do this in the Fall.

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New Business

DJR also noted that the state DPW has responded that the off ramps at Drum Hill are not wide enough for 2 lanes. Motion DJR, second BOE, unan. to ask them to attend a meeting to discuss the problems at Drum Hill and on Route 3, and to ask other cities and towns along Route 3 if they would like to attend. He asked the Ex. Sec. to look into letters received regarding the traffic problems on Route 129 and Mill Road and to furnish recommendations to the Board.

DJR asked about the drainage problem at 195 Robin Hill Road and Mr. Harvey said the Highway Dept. hopes to eliminate this problem in the fall. He asked about the double lines he had requested on Turnpike Road and CAH said that bids will be opened on August 25 for painting of all lines. Motion DJR, second BAT, unan. to request Town Counsel to inform the Board of the procedures necessary to rescind Lowell Cable TV's license.

Minutes
Approved

Motion BAT, second BOE, unan. to approve the minutes of the July 11, 1983 meeting both Regular and Executive Sessions.

New Business

Motion BOE, second DJR. unan. to approve the Elks Committee sponsoring the 1984 4th of July Parade.

Adjourn to
Ex. Session re
Police Dept.
Grievance
9:10 pm

Ronald Leach was present and requested that the Board go into Executive Session to hear his grievances. Motion BAT, second BOE, to adjourn to Executive Session at 9:10 pm. Roll Call vote was as follows: BAT-Aye; BOE-Aye; DJR-Aye; CAH-Aye. The Chairman announced that the Board would not be returning to open meeting.

For the Board of Selectmen, by

Judith E. Carter

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TOWN CLERK

BOS Meeting
Sept. 12, 1983

Regular meeting of the Board of Selectmen held Monday, September 12, 1983. Members present were: Mr. Harvey, Mr. Emerson, Mr. Hart and Mr. Ready. Miss Towle was absent due to illness. Norman E. Thidemann, Executive Secretary, was also present.

Open Session -
Kensington Drive
Drainage

During the open session of the meeting residents from 50 - 56 Kensington Drive were present to discuss their water problem. Mr. Harvey read a report from the Supt. of Streets, and the Board told the residents they would ask the Town Engineer to look into the problem.

Proclamation -
Adult Day Care

Chairman Harvey called the meeting to order at 7:30 p.m.
Motion DJR, second BOE, unan. to proclaim Sept. 25 as National Adult Day Care Week.

Minutes
Approved

Motion DJR, second BOE, unan. to approve the minutes of the meeting of August 16, Regular and Executive Sessions.

Member Reports

Mr. Hart reported that there has been a meeting of the Drug Abuse Committee, that it was very productive, app. 20 people attended who feel that there is a very serious drug problem in Town, although there is less attention being paid to it. Motion PCH, second DJR, unan. to appoint all persons on the list prepared plus Joseph Maher, Marian Currier and Samuel Poulten to the Drug Abuse Committee.

Appointments:
Drug Abuse Comm.

Mass. Electric
Petition

At 7:35 pm Jim Denham, Mass. Electric Co. was present with a petition for permission to install equipment on Stuart Road - underground conduit, which will be paid for by Marshall's Warehouse. Motion DJR, second PCH, unan. to approve. BOE asked Mr. Denham about the increasing number of double poles in Town and he said he will tell his supervisor. DJR said he is pleased with the work done at the Chelmsford Street substation. Mr. Denham told PCH that he will check the pole at the corner of Parkhurst Road and Smith Street and see if it could be moved for safety purposes.

George Gagan, New England Telephone, was present with a petition to install underground conduit along Tyngsboro Road to serve the new Williamsburg Condominium complex. Motion DJR, second BOE, unan. to approve this petition. Mr. Ready commented that he has had several complaints from residents of Drexel Drive re new phone wires and Mr. Gagan said he will look into this matter.

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New England Telephone
Petition - Tyngsboro Rd.

At 7:45 p.m. the Board met with Cemetery Commissioners Charlotte DeWolf, Dr. Everett Olson and Gerald Hardy, and Cemetery Supt. George Baxendale. The purpose of the discussion was to see if the BOS would support the Commissioners in trying to purchase app. 12 acres of land owned by the McKennedys adjacent to Pine Ridge Cemetery. They have received 3 appraisals - 2 local for \$10,000 per acre, and one from Stoneham for \$11,000 per acre. The McKennedys have told Mr. Baxendale that they are asking \$30,000 per acre. Dr. Olsen stated that the Town would have to take the land by eminent domain to get it at a fair price. Mr. Ready suggested that they obtain a 4th appraisal and offer the highest. It was noted that if Fairview Cemetery is developed the Town will have app. 55,000 lots available for future use, and no plans were formulated to obtain the McKennedy land at this time.

Mtg. with Cemetery Commissioners re more land

Richard Burkinshaw was present to request a 1-day All Alcoholic License for the Colonial Ball to be held November 11th at the Old Town Hall, jointly sponsored by the Historical Society and the Rotary Club. Motion DJR, second BOE, unan. to approve this license.

1-day All Alcoholic License
Colonial Ball

Attorney John Sullivan and residents of Wiggin Street were present to inquire about the status of the street. Mr. Harvey told them that he had met with Town Counsel Harrington, Supt. of Streets Harold Gray and developer Frank Brox, who has said he will finish the street if the details can be worked out. Atty. Sullivan said that the residents would like to have the street fixed before winter, if possible, and Mr. Harvey said the Ex. Sec. would notify Atty. Sullivan as soon as we hear from Mr. Brox.

Wiggin Road

At 8:12 pm - motion BOE, second DJR, to recess for 5 minutes.

5-minute Recess

The Board reconvened and discussed the Highway Department bid awards. Motion DJR, second BOE, unan. to re-bid the Bituminous Concrete bid. Motion DJR, second PCH, unan. to award the bid for street lines to Markings, Inc. of Hingham.

Highway Dept. Bid Awards

Motion DJR, second BOE, unan. to appoint a Town Engineer Study Committee; CAH and DJR from the Board, and the Chairmen or designees of the Board of Health, Planning Board, Sewer Commission and Conservation Commission.

Appointments

Motion DJR, second BOE, unan. to appoint James Brough as the School Comm. rep. to the SMAC Committee.

Motion DJR. second BOE, unan. to appoint Robert and Ellen Krimm, 47 Old State Road, as members of the Auxiliary Police Dept.

Attorney Joseph B. Shanahan, Jr. presented an application of Mai Kai, Inc. for a change in floor plan under their All Alcoholic Common Victualler's License. and is asking the BOS permission to make interior changes. He presented an affidavit of notice and return receipts, and floor plans showing the proposed changes. The removal of 1 wall and 3 partitions will enlarge the cocktail lounge to 84 seats and decrease the dining room seats to 96, for a net loss of 14 seats. They will voluntarily reduce their hours from 3 am for the serving of food to closing at 2:00 am for both food and beverages. Mr. Ready asked if the Mai Kai has a video game and Robert SooHoo, Manager said yes, and they have no license. Mr. Ready stated that he has checked with the Police Dept. and they made 54 calls to the Mai Kai last year, compared with 5 to the Hong & Kong. Mr. Shanahan said that cutting the closing back to 2 am and serving food in the lounge should help that situation, and Mr. Emerson said that if the number of

MaiKai Inc. change in floor plan - Public Hearing

11-10
calls is not substantially reduced, he will have to give the renewal of the license serious consideration. Mr. Shanahan said they will do everything possible to comply with the license. No one present spoke in opposition to this application. Motion DJR, second PCH, unan. to approve the change in floor-plan pending removal of the video game and payment of a \$100 fine in lieu of court proceedings.

Public Hearing -
Burger King
Application for
Common Vict.
License -
Chelmsford St.

The public re-hearing on the application of Burger King for a Common Victualler's license on Chelmsford Street was held at 8:30 p.m. Attorney John Carragher representing Burger King noted that a hearing had been held and the application denied in February, that the Finneral house was supposed to be removed and Burger King had agreed to pay for the demolition, that the Planning Board and Conservation Commission had approved the Site Plan, and that they are submitting the same Site Plan and floor plan tonight. He said that Burger King has offered to readjust the lot lines and paint lines in the parking lot, but that the owners of the Town Meeting have refused their offer. He asked the BOS to grant the license for the welfare and convenience of the public. He and Stanley Ross, Burger King site development engineer, told the Board that Burger King is a family oriented restaurant, that they do not expect any increase in youngsters alone from the Little League fields across Chelmsford St. and that teenagers are not encouraged to come to Burger Kings. Mr. Ready asked when they are going to submit plans for the flag pole at the Drum Hill facility, and was told within 10 days. He asked about the cease and desist order on the shed for the dumpster, and David Murray, manager, said that he did stop the work but has not been told what to do now by the Building Inspector. Mr. Ready noted that Burger King has come back in with the same Site Plan and no change in traffic plans. No one present wished to speak in favor of the application. Attorney Shanahan was representing the Scharn family, owners of the Town Meeting, and the Little League organization. He said the main concern of both parties is the traffic congestion. He said he agrees with Atty. Carragher that Mr. Murray runs a good operation with his Burger King franchises, but that locale is the issue here. He added that he believes that the Little League fields and the traffic issue were not included in the Site Plan for the Planning Board, that SEA consultants traffic study showed Chelmsford and Fletcher Streets to be one of the areas in Town with the worst traffic congestion and highest accident rate, and that if the BOS granted the license, they would be creating an "attractive nuisance" to the youngsters at the ball park. Mr. Shanahan also stated that he feels the BOS should not approve the application because the application is technically defective, the pressing traffic problem, the 12 year old problem with the Finneral house, and he presented a petition with over 800 signatures of persons opposed to the granting of the license. Bill Cody, 28 Higate Road, also spoke in opposition to the application. Motion DJR, second PCH, unan. to deny granting the license because of the existing violations at the Drum Hill Burger King, the SEA traffic study, the fact that public welfare does not need another fast food facility, the application is deficient and the BOS must respond to the concerns of Town citizens (petitions) and the safety of its children.

Dog Hearing -
Pintal Dogs -
Burning Tree
Lane

A Dog Hearing was held concerning 2 dogs owned by Paul Pintal, 11 Burning Tree Lane. The request was submitted by James and Alicia Stack, 12 Burning Tree Lane, who presented a petition against the dogs signed by a dozen residents of the area. Chairman Harvey had the persons who were to testify sworn in. Mr. Pintal asked what was the complaint and Mr. Harvey told him that the dogs have been running loose and causing havoc with the residents and their children. Mr. Pintal said he has had no complaints from the neighbors or the Dog Officer. Dog Officer Frank Wojtas said he has been receiving complaints and has talked to the Pintal sons and they restrain the dogs, but the next day they are loose again. Mr. Pintal said that he has 3 teenagers, but he has never received an official complaint from the Dog Officer. Mr. Emerson said he feels

the owner and his family are irresponsible and moved that the owner be given 10 days to remove the dogs from Town or the Dog Officer will be instructed to dispose of the dogs. Motion was seconded by DJR - vote was 3 in favor, 1 opposed (CAH).

Board Member
Reports

Mr. Ready reported that the County Land Disposal Advisory Committee has opened all proposals received on the disposition of the Training School. Five were received: 1. Nordblom Company to purchase the Industrial zoned section to construct 2 more office buildings; 2. Richardson Hill Estates to turn the existing buildings into condominiums and build condo offices in the IA section; 3. University of Lowell for graduate housing and parking area; 4. Wang Labs to use existing buildings and construct 2 office training centers; and 5. Nityanda Institute to use as a school, sanctuary and retreat. The University of Lowell and Wang want to submit a joint proposal but will need permission from the County Commissioners to do so, since it is past the deadline. There will be a public hearing in this building on September 20th. He also announced that there is a Sewer Commission public hearing on Sept. 26th.

Mr. Ready asked the Ex. Sec. to request an opinion from Town Counsel as to whether the BOS or the Planning Board can put a moratorium on building in a particular area for a particular reason - until an industrial area is sewered.

Mr. Ready commented on the Cable TV progress report and noted that the Director has requested an assistant and more equipment - that Channel 43 is at a crossroads. Other Board members did not support spending more money at this time.

Mr. Ready reported that at the SMAC Committee meeting Town Clerk Mary St. Hilaire asked for voting machines for \$43,220, and pointed out that this amount would be saved over the next 5 years by not having to hire counters to work after 8:00 p.m. Motion PCE, second BOE, unan. to ask the LHS Co. for a demonstration of these machines.

The Ex. Sec. was requested to ask BFI the cost of having a large container-compactor placed in Town and to charge residents for using it, through a sticker program.

Under New Business BOE requested that Mr. Harvey, the Ex. Sec. and Harold Gray formulate a timetable and program for closing the sandbank at the Highway Dept. garage and bring their proposal back to the next meeting for approval.

New Business

Mr. Emerson requested that we start a new priority list of drainage projects - older streets, Park Rd., Robin Hill Rd., Kensington Drive, etc.

Motion BOE, second DJR, unan. to grant permission to the Chelmsford Grange to use the lower Old Town Hall and to have permanent storage space in the former janitor's office.

At 10:45 p.m. motion DJR, second BOE, to adjourn to Executive Session to discuss collective bargaining. The Chairman announced that the Board would not be returning to open meeting. Roll Call vote was as follows: BOE-Aye; PCH-Aye; DJR-Aye; CAH-Aye.

For the Board of Selectmen, by

Judith E. Carter

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Regular Meeting
Sept. 26, 1983

Regular meeting of the Board of Selectmen held Monday, September 26, 1983. Members present were: Miss Towle, Mr. Emerson, Mr. Ready and Mr. Harvey. Mr. Hart was detained on business. Norman Thidemann, Executive Secretary, was also present. Chairman Harvey called the meeting to order at 7:00 p.m.

Approval of Minutes

Motion BAT, second BOE, unan. to approve the minutes of the meeting of Sept. 14, 1983 - Regular and Executive Sessions.

Certificate of Appreciation

Officer Bruce Darwin

Chairman Harvey then presented a Certificate of Appreciation to Officer Bruce Darwin, Chelmsford Police Department, for heroic efforts in saving the life of a young person in Town. Chief McKeon was also present and thanked the Board for recognizing Officer Darwin's professional skills and commented that he had saved the life of a drowning child 3 years ago. John Donigan, father of the boy whose life he saved, also thanked Officer Darwin publicly for giving his son one more day of life.

New England Telephone Petition - Billerica Rd.

George Gagan presented a petition for New England Telephone for 300+ feet of buried conduit on Billerica Road. No one present was in favor of or opposed to this petition. Motion BAT, second BOE, unan. to grant permission to install the conduit.

(Unfinished Business

Motion BAT, second BOE, unan. to approve the requests for streetlights at 250 Old Westford Road and on Fuller Road.

Under unfinished business the Ex. Sec. brought up a request from Nashoba Tech to keep an additional \$88,473 received from Chapter 70 Aid. Motion BAT, second BOE, unan. to allow Nashoba to keep this money and use the funds as a line item reduction in the Town's assessment for FY84/85.

Zesty Pizza - Automatic Amusement License

Albert Brown, representing Theodore Rokas, proprietor of Zesty Pizza, 12 Boston Road, was present applying for an Automatic Amusement Device License for Dragon Liar, a video game. The Board discussed various problems that might arise with Mr. Brown - kids hanging out, location of game in store, kids playing during school hours, etc. Mr. Brown stated that he has games in more than 60 different locations, with no problems. Motion BOE, second DJR, unan. to grant the license for a 6-month period, to be renewed for one year at the end of that time if there are no problems, and with the stipulation that it is not to be used by kids during school hours.

Purchase of Town-owned land - Seventh Ave.

Maurice Camire met with the Board about purchasing 2 lots of Town-owned property abutting his property on Seventh Avenue. The Chairman explained the procedure to him, stating that the BOS will have the property appraised and place an article on the warrant for the ATM. Motion BAT, second BOE, unan. to save space on the warrant for this article.

Appointment - Cultural Council

Motion BOE, second DJR, unan. to appoint Flavia Cigliano, 15 Harvard Street as a member of the Cultural Council.

Pub. Hrg. Vincenzo's - Application Withdrawn

At 7:30 pm a Public Hearing was to be held on the application of Vincent Cicerchia owner and manager of Vincenzo's Restaurant, 170 Concord Road, for a change in the premises and change in hours for serving food and beverages. Attorney Joseph Shanahan said his client is requesting that the application be withdrawn and re-scheduled, since it was not advertised as indicating a change in premises, and thus the ad is deficient. Motion BAT, second BOE, unan. to allow Atty. Shanahan to withdraw the application at this time.

Board Member Reports

Under Board Member Reports DJR reported that the Conservation Commission has been offered a gift of 1900 square feet of land on Willis Drive and Gloria Road, North Chelmsford, that will provide access to Crystal Lake. Motion DJR, second BAT, unan. that the Board accept this gift for the Town and notify the Conservation Commission.

DJR also reported that he is disturbed with the notice from the Assessors that they want to close their office to the public on Wednesdays, and feels there may be problems because union employees are involved, etc. and the Town Offices are supposed to be open to the public from 8:30 am - 5:00 pm Monday through Friday. Motion BAT, second DJR, unan. to invite the Board of Assessors to the next BOS meeting to discuss this Wednesday closing.

Board
Member Report

Under New Business, motion BOE, second BAT, unan. to have the Ex. Sec. set up a meeting with New England Telephone, Mass. Electric Company, Lowell Cable and the Fire Dept. to discuss the problem of double poles.

NewBusiness

Motion DJR, second BOE, unan. to change the name of the Urban Systems Committee to the Traffic and Safety Advisory Committee and to make it a 9-person committee.

Mr. Hart arrived at the end of the meeting.

At 7:35 p.m. motion BAT, second BOE, unan. to adjourn the meeting so that the Board could attend the Sewer Commission Public Hearing at 8:00 p.m.

Adjournment

For the Board of Selectmen, by

Judith E. Carter

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Judith E. Carter

Regular meeting of the Board of Selectmen held Monday, October 17, 1983. Members present were: Mr. Harvey, Miss Towle, Mr. Emerson, Mr. Hart and Mr. Ready. Norman Thidemann, Executive Secretary, was also present. Chairman Harved called the meeting to order at 7:30 p.m.

Meeting
Oct. 17, 1983

Motion BAT, second BOE, unan. to proclaim October 22nd as Dan Gleason Day in the Town of Chelmsford. Chairman Harvey presented the framed proclamation to Mrs. Gleason and her two daughters.

Proclamations

Motion BAT, second BOE, unan. to proclaim the week of October 17 - 23 as League of Women Voters Week.

Motion BAT, second BOE, to proclaim the week of October 15 - 22 as Chelmsford Energy Week.

Motion BAT, second BOE, unan. to approve the minutes of the September 26th meeting.

Approval of
Minutes

Joseph Bonsignore, Jr. Manager of the Meadow Grille of Chelmsford, was present with applications to replace two of his three automatic amusement device machines with Fireball (pinball) and Galaga (video game). Motion BAT, second BOE,, unan. to grant the 2 licenses with the provision that all back taxes be paid before the licenses are issued.

Meadow
Lounge -
Change in
Automatic
Amusement
Devices

Under Reports, BAT brought up the harrendous traffic situation at the Forum during a U. Lowell rock concert. She indicated that Dr. Hogan, Pres. of U. Lowell is receptive to a joint meeting with the Chelmsford and Billerica Boards of Selectmen, Billerica and Chelmsford Fire and Police Chiefs, and reps. of U. Lowell. She requested that this meeting take place during a regular BOS meeting in the near future.

Board Member
Reports

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Motion DJR, second BOE, unan. to declare Halloween to be celebrated on Monday, October 31st, and Trick or Treating be limited to 6 - 8 pm. He quoted a letter received from Carol Merriam, Chairman of the Council on Schools, asking for the Board's support in trying to eliminate Trick or Treating in 1984. Motion DJR, second BAT, unan. to appoint the Executive Secretary to be the BOS liaison with the Council on Schools to work on eliminating Trick or Treating next year.

DJR reported that the BOS had a preliminary meeting with the Finance Committee re next year's budgets, and the FinComm is asking that all budgets be submitted with not more than a 2½% increase. Mr. Ready said he would like to have all departments and Committees under the BOS to submit 4 budgets: 1. level funded; 2. level serviced; 3. 2½% increase and 4. full service budget. Motion DJR to do so, second BAT for discussion. PCH commented that level service is closest to a 2½% increase. Vote was unanimous to ask the departments to submit the 4 budgets.

Public
Hearing -
Vincenzo's
Expansion of
Premises

Attorney Joseph B. Shanahan, Jr. presented an application for Vincenzo's Restaurant for an expansion of hours and an expansion of the premises. He said he will withdraw the request to extend the hours of service. He gave the restaurant's "Track Record" - opened for 3 years, with a liquor license for 2 years, with no complaint to the Police Department. He said that his client Vincent Cicerchia wants to put on a 30' x 50' addition, which would include expanding the kitchen, adding 2 restrooms and adding app. 40 seats in a lounge area for persons waiting to be seated in the dining room. He also is planning to pave the parking lot and do landscaping. He has received a Special Permit from the Board of Appeals to expand the parking lot, and is not requesting any entertainment licenses. Mr. Hart commented that Mr. Shanahan should have filed a new application with this request. Mr. Emerson said he feels the lounge should close before the restaurant. Speaking in favor of the change was Paul Pederson, 158 Concord Road, who said that 2 years ago when the liquor license was granted he was afraid that the establishment would turn into a lounge, but it hasn't. He asked if the sign will now indicate a lounge and Mr. Shanahan said No. Mr. Pederson said he feels it is a very fine operation. The only opposition was a letter received from Mrs. Azavdeo, 2 Sonora Drive. Motion BAT, second DJR, to grant the change in premises contingent upon paying back taxes (Mr. Shanahan said that the taxes were paid this evening). Motion BOE, second PCH, to grant the change in premises but to limit the hours in the lounge from 11 am - 11 pm. Motion failed 2 (PCH, BOE) to 3 opposed. On Miss Towle's motion to permit the change and keep the hours in both restaurant and lounge from 11 am - 12 midnight the vote was 3 in favor, 2 opposed (BOE, PCH).

Wang/U. Lowell
Proposal for
Cty. Training
School

The Chairman acknowledged the presence in the audience of Chairman of the County Commissioners Tom Larkin, and Dr. Hogan, President of the University of Lowell. Before Ralph Maffei, Director of Real Estate for Wang Laboratories made the proposal of Wang/U. Lowell for the use of the Training School property, Miss Towle said she would not be voting due to a possible conflict of interest since she is employed by Wang. and the Chairman asked that each proposal be limited to 10 minutes. Mr. Maffei stated that Wang would purchase the whole 64 acre parcel for \$1.2 million and give 34 acres to U. Lowell for graduate housing and playing fields. and would lease them 4 more acres for \$1.00 per year. The other 26 acres would be used for offices and light industry, which would be a good blend of high technology and education. Dr. Hogan said that since Lowell became a full-fledged University in 1975 their athletic program has been developing at a rapid rate, and they are now expanding their graduate program to balance the undergraduate growth. Mr. Maffei told the Board that Wang will probably add app. \$300,000 per year to the tax base with office bldgs. altho U. Lowell would pay no taxes. He also added that office bldgs. and school use would generate less new traffic than anything of a commercial retail nature. He added that Wang uses its own security people to direct traffic, and that they work self-staggered hours at Wang facilities. This proposal concluded at 8:30 pm.

Atty. Shanahan then made a presentation for the use of the Training School property on behalf of Richardson Hill Estates Partnership. He stated that he found the Wang/U. Lowell proposal formidable, and knows that it has been backed by Commissioner Richardson McLaughlin and the Lowell Sun. He also has been informed that the City of Lowell Hill will not supply sewerage and water to his client. Their proposal divides the property into 4 areas: 1. housing units on the hill which could house from 288 - 394 people and would bring taxes to the Town; 2. marshlands area - which they would donate to the Conservation Comm. as open space; 3. playing fields - app. 12 acres would be donated to the Town Rec. Comm. with up to \$100,000 for development of the fields; and 4. 10 acres zoned IA and 4.5 acres zoned RC off Route 4, on which they would put two buildings and have not more than 500 - 550 cars. His clients are willing to pay from \$1.5 to \$2.16 million for the site, depending on the options chosen. He stated that his client knows that any proposed housing changes would be dependent on Town Meeting re-zoning, except with the present 144 units, and if re-zoning were turned down, it would not change the proposal. Maintenance for the fields would be up to the Town, and his client would provide accesses for parking. Parking in off hours could be shared with whatever industries went into the proposed buildings. He also added that none of the proposed plans is contingent upon city sewerage. Bruce MacDonald, Rec. Comm. member, asked if the \$100,000 would be an outright gift, and Mr. Shanahan said they would hope that the Rec. Comm. would apply for state or federal funding for the development of the playing fields; however, this money would be a gift that they could use in the most feasible manner.

Proposal for
Use of
Training
School

This proposal ended at 9:10 pm.

BOE said that they are 2 attractive, substantial proposals, but that he feels the Wang/U. Lowell proposal would be best for the Town in terms of long-term benefits, and moved that the BOS recommend to the County Comm. that they accept this proposal. Mr. Hart seconded the motion, stating that 1 proposal would benefit the Town (Richardson Hill) but that the Wang/U. Lowell proposal would benefit the Town, County and State. Chairman Harvey said he is also in favor of the U. Lowell/Wang proposal, which would be of long-term benefit to future generations. Mr. Emerson Mr. Hart and Mr. Harvey all voted in favor of recommending the Wang/U. Lowell proposal to the County Commissioners. Miss Towle and Mr. Ready abstained, due to possible conflicts of interest.

Mr. Harvey reported on Wiggin Street, stating that the worst part of the street has been repaired, and Mr. Brox will bring the street up to the proper grade for street acceptance. He said that the problem at the bad spot had been a large rock and lots of clay, which has now been replaced. Mr. Hart commented that a water Main had broken on North Road and all the water had drained down Wiggin Street, and that we need to install a catch basin at the top of the street when we have the money.

Member
Reports

Motion BAT, second BOE, unan. to approve 1-day Auctioneer's licenses for Ron Maynard at 300 Littleton Road and Ray Kegy at 199 Riverneck Road.

Unfinished
Business

Motion BAT, second BOE, unan. to ratify the telephone vote to grant a 1-day Beer and Wine License to the University of Lowell Society of Plastic Engineers.

PCH commented that in the past the BOS has initialed requests and ratified their vote later at a meeting, but this makes it hard for those with any complaints to voice them. Motion PCH, second BAT, unan. to make it part of the BOS operating procedure that any application for any alcoholic beverage license must be voted on at a regular meeting.

Motion BAT, second BOE, unan. to allow the Planning Board to contact Attorney Clement McCarthy as Special Town Counsel re the Penni Lane subdivision at the same hourly rate as Town Counsel.

Bid Award -
Bituminous
Concrete

Motion BAT, second BOE, unan. in accordance with the recommendations of the Highway Superintendent, to award the bid for Bituminous Concrete to P. J. Keating Co. of Lunenburg, the low bidder.

Appointments

Motion BAT, second BOE, unan. to appoint Mrs. Janet Bonica to the Board of Registrars.

Motion BAT, second BOE, unan. to appoint Michael O'Connell, 147 Robin Hill Road, as Custodian at the Center Town Hall at the stated union rate.

Motion BAT, second BOE, unan. to appoint Nicholas Gavriel, Jean Sinausky and Conrad Stone to the Drug Abuse Committee.

Motion BAT, second BOE, unan. to appoint James McBride, Richard Lahue, Eleanor Parkhurst, Jean Organ and Richard Main to the Holiday Decorations Committee.

PCH asked to place a Hold on the appointment to the Auxiliary Police until the next meeting.

Streetlights

Motion BAT, second BOE, unan. to upgrade the existing streetlight at #7 Chestnut Avenue and to install a 4,000 lumens streetlight at #22 Pearson Street.

New Business

Under New Business, BAT stated that there is a meeting of the Democratic Town Committee on Tuesday night.

Adjournment

At 9:30 p.m. motion BAT, second BOE, unan. to adjourn the meeting.

For the Board of Selectmen, by

Judith E. Carter

RECEIVED

Nov 23 1 41 PM '83

TOWNSHIP OF CHILMARK
TOWN CLERK

Regular
Meeting
Nov. 7, 1983

Regular meeting of the Board of Selectmen held Monday, November 7, 1983. Members present were: Mr. Harvey, Miss Towle, Mr. Emerson, Mr. Hart and Mr. Ready. Norman Thidemann, Executive Secretary, was also present.

Prior to the start of the meeting Pauline Taylor, Mobile Home Park, was present to make 2 requests of the Board: 1. that the Board allow enough time before calling a Special Town Meeting for a meeting to be held between all the tenants in the park, the BOS, FinCom, Town Counsel, Senator Amick and Rep. Freeman; and 2. that the BOS appoint a person to look at the owner's books before a Special Town Meeting. The Board took no action on these requests.

Chairman Harvey called the meeting to order at 7:30 p.m.

Proclamation

Motion BAT, second BOE, unan. to proclaim Nov. 14 - Nov. 20 as Toys for Tots Week.

Minutes
Approved

Motion BAT, second BOE, unan. to approve the minutes of the meeting of Oct. 17, 1983.

Ex. Sec.
Reports

The Ex. Sec. reported that the Town put together an Affirmative Action plan for the new administration last summer, that it is required for any state or federal grant and the Town's plan has letter of support from the Sewer Commission and Housing Authority. Motion BAT, second BOE, unan. that the recently completed update of the Chelmsford Affirmative Action Plan be approved, including the formation of a Fair Housing Committee and the appointment of the Community Development Director as the Fair Housing Coordinator.

Appointment

Motion BAT, second BOE, unan. to appoint Dr. D. Lawrence Fadjo to the Historical Commission: (to replace George Parkhurst).

Streetlight

Motion BAT, second BOE, unan. to request Mass. Electric to install a 4,000 lumen street light in front of #7 Woodlawn Avenue

Motion BAT, second BOE, unan. to approve a 1-day All Alcoholic License for St. John's Church for December 2, 1983.

Unfinished Business

The Ex. Sec. reported that Frank Wojtas, Dog Officer, has resigned effective Dec. 31, 1983 and the position has been advertised.

Ex. Sec. Reports

He reported on the Town Engineer Study Committee, noting that they are in the process of getting together job descriptions and would like to have the Building Inspector appointed to the Committee.

Motion BAT, second BOE, unan. to appoint the Building Inspector to the Comm.

Motion PCH, second BOE, unan. to write a letter to Frank Wojtas and his family thanking them for their many years of service to the Town as Dog Officers and running the Dog Pound, and regretfully accepting his resignation.

At 7:35 pm Eugene Sweeney from Wang Labs was present requesting a 1-day Auctioneer's permit to be exercised at the Elks on Friday, November 11, for an auction for their employees. Motion BOE, second PCH, to approve. 3 in favor (CAH, PCH and BOE), 2 abstained (DJR and BAT).

1-day Auctioneer License - Wang

The Ex. Sec. read a letter of commendation to the Police, Fire and Ambulance for their excellent response to medical emergencies. from Digital Equipment.

At 7:40 pm the Board heard the petition of New England Telephone Co. for 16' of buried cable on Porter Road. George Gagan, Right of Way Agent, explained that this is to bring service to the Water Dept. garage. George Ripsom, 33 Porter Road, stated that this is near his property and asked for a definition of the road. J. Paul Bienvenu, Water Commissioner and Civil Engineer, had surveyed the property and a letter from the Commissioner attorney indicated that the two stone markers are an indication of the street and the cable will be placed in the street, not on his property. Mr. Gagan also assured Mr. Ripsom that there will be no new pole in front of his property. Motion PCH, second BOE, unan. to grant permission.

New England Telephone Pet.

The application of Phillip Gervais for a Class II Auto Dealer's License on Progress Avenue was withdrawn until he can go to the Board of Appeals for a variance.

Class II Auto Dealer's App. Withdrawn

James Penuel, spokesman for Mobile Home Park Tenants Association, was present to meet with the Board of 7:45, but since he is in the process of moving, he introduced Carol Levine to speak for the group. Mrs. Levine told the Board that later this week she will be submitting a petition to call a Special Town Meeting to enact the the rent control by-law as signed by the Governor. Attorney Ed London was also present representing the owners of the Park, and told the Board that the owners would like to meet with the BOS and the tenants and place a moratorium on rent control for a period of time. He said that the new cost of living increase seems to be about 5% and the new rates for the park will be announced in September. He added that the owners of the park will open their books to any accountant, and also requested that everyone involved sit down and discuss the situation.

Mobile Home Park

The acceptance of streets that were accepted at the Annual Town Meeting in April - Tanglewood Drive, Driftwood Drive, Downing Place, Kimberly Court, Regina Drive, Delpha Lane and Roy Clough Lane - were discussed, and since they have been approved by the Supt. of Streets and Mr. Harvey said he had inspected them, motion BAT, second BOE, unan. that the Board of Selectmen accept these seven streets as public ways in the Town of Chelmsford.

Street Acceptances

54
Member
Reports

Under Reports, BOE reported that the work at the Center Town Hall is essentially completed, that we have received a number of applications from groups wishing to use it, and an Open House could be scheduled.

DJR reported that the Holiday Decorations Committee is going along very successfully, and is accepting and encouraging donations to be made at the First Bank and Trust. Motion DJR, second BOE, unan. to appoint Mrs. Jeanne Parlee and Attorney Joseph B. Shanahan, Jr. to this Committee.

DJR requested a status report on the sale of the East School, and the Ex. Sec. said that Town Counsel will give the Board an update on this.

It was noted that Architect Stephen Wojcik has submitted a report on the Police Station, and the Ex. Sec. will try to have plans by the Nov. 21st meeting. PCH requested that a memo be sent to the Chief asking that the fogged glass be removed, and the Ex. Sec. said he has requested that this be done.

DJR asked that the Board of Assessors be asked to explain the letter received today from the Dept. of Revenue. Assessor James McBride said he would ask the Chairman to contact the Ex. Sec. on this matter.

PCH asked about the traffic light proposed at the intersection of North and Parkhurst Roads, and the Ex. Sec. will check into it.

A discussion was held on the closing of the sand pit at the Highway Garage. Motion BOE, second BAT, unan. to place this item on the Nov. 21 agenda for further discussion.

Unfinished
Business

Motion BAT, second BOE, unan. to request Mass. Electric to place a 4,000 lumen light on Mass. Pole #55 on the North Common.

Appointments

Motion DJR, second BAT, to expand the Cable TV Commission to 7 members, since there are presently 5 and 2 have resigned. Vote to expand was 3 in favor, 2 opposed (CAH and PCH). Motion BAT, second BOE, unan. to appoint Walter Kivlan, Marianne Paresky, Gary Frascarelli and John Fisher to the Commission. Motion BAT, second BOE, unan. to appoint Jacob Sartz as alternate member.

As Fire Dept. Liaison, BOE stated that they have ended negotiations and have a new contract, and thanked Mr. Thidemann for an outstanding job in handling very successful negotiations for the Board. Pictures were taken with members of the Fire Dept. union.

Under New Business DJR asked that the huge puddle that forms in front of Dunkin' Donuts on Route 110 since it has been repaved be corrected.

Motion BOE, second DJR, unan. to ask the Highway Dept. to paint right and left hand turn lanes at the end of Fletcher Street at North Road, as has been done at the Chelmsford Street end of Fletcher St.

BAT and the Board publicly congratulated BOE on his 'Hall of Flag's donation. Town Counsel James Harrington was present and updated the Board on the sale of the East School to the Boy Scouts noting that he had had to subdivide the lot to keep some land for the Town, and was taking the plan to the Planning Board on Wed. evening. The Scouts will grant license to the Town for the use of the basketball courts. PCH commented that he would want to make sure the lot line will not cut up the playing fields, and if it does, that Mr. Harrington should go to the Board of Appeals for a variance due to a hardship.

15
The Board suggested to Mr. Harrington that he use the fence as a boundary line. Motion DJR, second BOE, unan. to have Mr. Harrington go to the Planning Board and the Board of Appeals (with the lot line from the stonewall to the street).

James Penuel returned to the meeting and informed the Board that the Mobile Home Park Tenants Association will not meet with other groups, only the Board or attorneys.

The Ex. Sec. further explained the Affirmative Action Plan, noting that a Fair Housing Plan is now called for, since the last plan was never approved by the state, and is only on file. The Mass. Commission Against Discrimination has veto power, which some agencies don't have, and the Fair Housing Commission should be appointed as quickly as possible.

At 9:00 pm motion BAT, second BOE, to adjourn to Executive Session for the purpose of discussing pending litigation. Roll Call Vote was as follows: BAT-Aye; BOE-Aye; FCH-Aye; DJR-Aye; CAH-Aye. The Chairman announced that the Board would not be returning to open session.

For the Board of Selectmen, by

L. L. R. R. R.

Regular meeting of the Board of Selectmen held Monday, November 21, 1983. Members present were: Mr. Harvey, Mr. Emerson and Mr. Ready. Miss Towle was absent due to illness and Mr. Hart was tied up with business.

Meeting
Nov. 21, 1983

During the open session of the meeting Linda Allen, 270 Littleton Road, presented the Board with petitions with 268 signatures requesting a Special Town Meeting for the purpose of setting up a Rent Control Board for the Mobile Home Park, and also a letter from Governor Dukakis stating that a state of emergency does exist at the park. She requested the Board to take a vote to support this article at the STM. James Penuel, 117 Hunt Rd. and former Park resident, said he wants the Board to know that the majority of residents in the Park want the Rent Control Board and he would ask the BOS to change their position and support the article. Mr. Emerson said that he feels there is no state of emergency, and that his position is now stronger than it was 6 months ago that we should not have rent control in Chelmsford.

Petitions for
Rent Control
Board

Chairman Harvey called the meeting to order at 7:30 p.m.

Meeting to
Order

Motion DJR. second BOE, unan. to proclaim November 27th as Ralph E. House Memorial Blood Drive Day.

Proclamations

Motion DJR, second BOE, unan. to proclaim November 27th as Light A Candle Day.

Motion DJR, second BOE, unan. to proclaim Emergency Medical Services Week.

Motion DJR, second BOE, unan. to approve the minutes of the meeting of Nov. 7, Regular and Executive Sessions.

Minutes
Approved

Mr. Harvey acknowledged the presence of former Selectman John Carson and app. 25 boys from his Scout Troop, who are working on a merit badge on government.

Boy Scouts
Present

40
Roadside
Vendor's
Licenses

At 7:35 pm the Board met with 4 applicants for Roadside Vendor's Licenses to sell Christmas trees and wreaths. Motion DJR, second BOE, unan. to issue a license to Alan Liguori for Lot 17, Durm Hill Road. Motion DJR, second CAH, to issue a license to the Chelmsford Jaycees for Village Square. BOE abstained from voting on this license. Motion DJR, second BOE, unan. to issue a license to Donald Faulkenham for Waite's Farm. Motion DJR, second BOE, unan. to issue a license to Joseph Nolet for Marty's Bait Shop. 83 Groton Road.

Member Reports

Under Reports, DJR reported that Gov. Dukakis spoke on the Cherry Sheet at the Mass. Municipal Convention last weekend, indicating that the State will send back 40% of the State's gross receipts to the cities and towns, and DJR wants to send a message to the Gov. asking that this money not be earmarked and that he would like to see towns like Chelmsford rewarded for quality education.

Ex. Sec. Report
Streetlights

The Ex. Sec. reported that he has received recommendations for streetlights from Safety Officer Daley. Motion DJR, second BOE, unan. that Mass. Electric be requested to install the following 4,000 lumen streetlights: MECO Pole #3 on Dobson Road; LEL Pole #325/7 on Roberts Street; and IEL Pole #7 at the corner of Billerica Road and Grove Street.

Liquor License
Renewals

Motion DJR, second BOE, unan. that the BOS approve the renewal of all liquor licenses now in effect in the Town of Chelmsford, pending payment of all taxes and inspection by the Board of Selectmen.

Special Town
Meeting Called

Motion DJR, second BOE, unan. to call a Special Town Meeting for December 12, at 7:30 p.m. at the McCarthy Junior High School to vote on the rent control petition, voting machine article, town contracts and other business.

Unfinished
Business

Under Unfinished Business, DJR moved, seconded by BOE, unan. to table discussion of the closing of the sand pit at the Highway Garage until all members are present and have had a chance to review the report received today from the Town Engineer.

Public Hearing -
Joint Pole
Richardson Rd.

At 7:45 p.m. a Public Hearing was held on the joint petition of Mass. Electric and New England Telephone Co. for the placement of a pole on Richardson Rd. for service to a private way, Oakwood Lane. An abutter building a home on Oakwood Lane was present in favor of the petition. No one was present from either of the utility companies, and no one present spoke against the petition. Motion DJR, second BOE, unan. to approve the petition.

Demonstration of
Data Vote
Machines

At 7:50 p.m. a demonstration was given of a Data Vote voting machine. DJR told the Board that the SMAC committee has looked at different machines to change from paper ballots to electronic counting and the majority of the committee recommended the Data Vote machine. He gave a cost analysis breakdown and indicated that the machines would pay for themselves within 5 years by eliminating the need for counters of ballots after 8 pm, and also saving money in the purchase of ballots for Town elections. After the demonstration DJR noted that we need 1 machine for every 100 voters, which at the present time would be 162 machines, and he would like an article on the warrant for the STM. The Town will have to notify the State in December if we intend to use the machines for the Presidential Primary. George Ripson, FinCom Chairman, asked if the printouts are acceptable for counting and Town Clerk Mary St. Hilaire said they will replace the long tally sheets, and that the totals will be ready in an hour or two, rather than the 4 - 6 hours it now takes to have any results. She added that they could be stored in her vault downstairs or in the old girls' locker room. Motion DJR, second BOE, unan. to place an article on the warrant for the STM to allow the purchase of these machines.

The press asked for copies of the report on the sand pit, which CAH said they may have in a few days, after the BOS has studied it, copies of the Mobile Home Park petition, which they could look at but not have copies of until the signatures are certified by the Town Clerk, and a list of liquor licensees.

Press
Inquiries

At 8:15 pm motion DJR, second BOE, to go into Executive Session for the purpose of discussing collective bargaining. Roll Call vote was as follows: BOE-Aye; DJR-Aye; CAH-Aye. The Chairman announced that the Board would not be returning to open meeting.

Adjourn to
Ex. Sess. -
Collective
Bargaining

For the Board of Selectmen, by

Judith E. Cantu

FEB 8 7 12 PM '84

The Board of Selectmen held Monday, December 5, 1983. Members present were: Mis. Towle, Mr. Emerson, Mr. Hart and Mr. Ready. In the absence of Chairman Harvey, Vice Chairman Towle chaired the meeting.

Regular Meeting
December 5, 1983

During the Open Session of the meeting, Pauline Taylor, 270 Littleton Road, asked to have the Board have the books of the Mobile Park owners examined, and spoke against rent control.

Open Session

Joan Linnehan asked if the Board has any plans to rectify the situation at the intersection of Littleton and Hunt Roads, where there have been several bad accidents, and BAT said the Executive Secretary will check with the Police Dept.

Carol Levine, 270 Littleton Road, asked the Board to support the rent control article at the Special Town Meeting, stating that rent control provides a fair arbitration tool.

Miss Towle opened the meeting at 7:30 p.m.

Motion DJR, second BOE, unan. to proclaim January, 1984 as March of Dimes Birth Defects Prevention month.

Motion DJR, second BOE, unan. to proclaim December, 1983 as Drug and Alcohol Awareness month. PCH reported that the Drug Task Force is working hard and will report back to the Board soon. They are working with Conrad Stone and the Chemical People program. Mr. Stone formed the Task Force with 20 members, and Paul Murray, Chairman will distribute educational information. There are presently 3 resource centers - Adams and McKay Libraries and the Board of Health. Mr. Murray said they are forming a funding committee and urged community support, and also read a Proclamation from Governor Dukakis.

Member Reports

Motion DJR, second BOE, unan. to approve the minutes of the November 21 meeting.

Minutes
Approved

Police Chief was present with Raymond Hannagan, March of Dimes Poster Child for the Merrimack Valley. Motion DJR, second BOE, unan. to appoint Raymond Hannagan as an Honorary Policeman in the Town of Chelmsford.

March of Dimes
Poster Child

Phillip Gervais, 8 Danforth Lane, was present applying for a Class II Auto Dealer's License for 13 Progress Avenue for 20 used cars. He told the Board that this is a new addition to Buttonwood Motors, and that he has received a Special Permit from the Board of Appeals since the area is not zoned for this type of business. No one present spoke in favor of or opposition to this application. Motion DJR, second BOE, unan. to grant Mr. Gervais a Class II Auto Dealer's License for 20 cars at 13 Progress Avenue.

Class II Auto
Dealer's
Licenses

158

Unfninshed
Business

Motion DJR, second BOE, unan. to grant a Roadside Vendor's License to Walter Levi for the Central Congregational Church to sell Christmas trees at their North Road parking lot.

Motion DJR, second BOE, unan. to to grant a Roadside Vendor's License to the Little League organization to sell Christmas trees at their fields on Route 110. The license was granted with the stipulation that there be no parking on Route 110.

Jim Denham, Mass. Electric Company, was present to request 3 joint poles on Horshoe and Spaulding Roads. Motion DJR, second BOE, unan. to ^{approve} He said that the pole at the V on Smith Street and Parkhurst Road will be moved 6' down and 3' in on Parkhurst Road, and PCH said he wants to the Board to reflect the pole, with reflectors on the pole and white berm. Motion DJR, second BOE, unan. to approve the relocation of this pole.

Motion DJR, second BOE, unan. to approve a 1-day Auctioneer's license for Henry Gray, Everett, MA for an auction to be conducted at J. P. Rivard's on Progress Ave.

Motion DJR, second PCH, unan. to approve the renewal of all licenses as listed in the Signature folder, pending payment of all taxes due.

Motion PCH, second DJR, unan. to hold on discussing the closing of the Highway Dept. sand pit until all members are present.

Appointments

Motion DJR, second BOE, unan. to appoint Neal Stanley II as Dog Officer and William Shedd as Assistant Dog Officer, upon the recommendation of Mr. Harvey and the Ex. Sec., who interviewed 4 candidates. PCH commented that they expect the jobs to be handled in a satisfactory manner, as directed by the BOS office, and the 24 hour leash law to be enforced.

Warrant Articles for STM

The Board then discussed warrant articles for the Special Town Meeting to be held December 12th. Art. #1 - voting machines = PCH, second BOE, unan. to move to support. Motion DJR, second PCH, unan. to notify the Secretary of State's office that the Town intends to use Data Vote machines for the March Presidential Primary, either by purchase or lease, depending upon the vote at the STM. Art. 2 - Wage and Salary Increases - motion DJR, second BOE, unan. to support. Art. 3 - removing tennis courts from school bond issue - motion BOE, second DJR, " unan. to support. Art. 4 - pay old bills for Town Counsel - motion DJR, second BOE unan. to support. Art. 5 - longevity for Highway Dept. employees - hold until after Executive Session. Art. 6 - rent control for trailer park - motion DJR, second BAT, to approve. Vote 2 in favor (BAT and DJR), 2 opposed (BOE and PCH).

Board Member Reports

Under Reports, DJR said he wants to congratulate the Holiday Decorations Committee for the outstanding job they did in the Center. Motion DJR, second BOE, unan. to make this a permanent committee for all holidays.

PCH reported that the Highway Dept. did a commendable job during the storm on Sunday and moved to send them a letter of thanks for a difficult job well done, seconded by DJR, unan.

Ex. Sec. Reports

The Ex. Sec. reported that there is sand available to taxpayers at McCarthy Junior High, and reminded the Board and the public of the Classification Hearing at 7 pm on December 12, prior to the STM, and of the hearing on the sale of the Training School on December 20. He also said he will request an Executive Session for collective bargaining and maybe pending litigation.

BOE commented that in recent months Town Counsel's work load has piled up, and he may need assistants to be appointed by the BOS, and recommended that the Board appoint a sub-committee to look into the work load to make sure that the Town's best interests are served. BAT said that Town Counsel should be on the sub-committee, and DJR recommended that the BOS meet with Town Counsel first. Motion BOE, second DJR, unan. to ask Town Counsel to attend a meeting to discuss the work load.

Meeting
with
Town Counsel

At 8:12 p.m. motion DJR, second BOE, to go into Executive Session for the purpose of discussing collective bargaining. Roll Call vote was as follows: BOE-Aye; PCH-Aye; DJR-Aye; BAT- Aye.

Executive
Session -
Collective
Bargaining

The Board returned to Open Meeting at 8:25 p.m. Roy Chaissin told the Board that he wants to apply for temporary permits to run a taxi service in Town until the new Rules and Regulations can be formally approved by the Board. It was agreed that the Ex. Sec. will schedule a public hearing for Dec. 19. PCH commented that we should have the Police Dept. check the type of cars.

Roy Chaissin
re Taxi Permi

At 8:30 pm the Board met with members of the Cable TV Commission and Mike Angi, General Manager of Lowell Cablevision. Matterw discussed included the rate increase, the poor image Lowell Cablevision has with its subscribers, poor communication between the company, the Town and the Board, a better type of program listing, etc. Mr. Angi said that his company had surveyed 200 persons in Town using the service, and they will do a survey at least once a year. Mr. Ready asked about Channel 42, the character generator for the Police Station, and Mr. Angi said this was designed for Town Hall, and when the studio was moved to the High School the reverse channel is at Town Hall. DJR said that Channel 43 was the educational channel and Channel 42 the governmental channel, and Mr. Angi said this is up to their engineering department. He also said they would be concerned if the Town does any commercial type funding. He added that they will continue with the bi-monthly reports, and Patt Moser asked him to write a letter to the CATV Commission re what kind of fund raising is allowed. Dave McLachlan said that the Commission and the BOS should push for good picture quality and better customer service..

Meeting with
Cable TV &
Lowell Cable-
vision.

Motion DJR, second BOE, that the BOS vote to support Article 5 - longevity for Highway Dept. employees. Vote was 3 in favor, 1 opposed (PCH).

Article 5

Motion DJR, second BOE, unan. to permit the Drug Committee to have Town Counsel attend their December 7 meeting.

Permission to
Use Town Counse

At 9:55 pm motion DJR, second BOE, to go into Executive Session with the Cable TV Commission. Roll Call vote was as follows: BOE-Aye; PCH-Aye; DJR-Aye; BAT-Aye. Miss Towle announced that there would be no statements after the meeting.

Adjourn to
Executive
Session

For the Board of Selectmen, by

L. E. Carter

Regular Meeting

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12
FEB 8 7 12 PM '84

Regular meeting of the Board of Selectmen held Monday, Dec. 19, 1983. Members present were Chairman Claude A. Harvey, Miss Towle, Mr. Emerson and Mr. Ready. Mr. Hart was absent for business reasons.

During the Open Session of the Meeting, Pauline Taylor, 270 Littleton Road, spoke against rent control and requested that the owners of the Mobile Home Park be granted an opportunity to have their books examined.

Members from the Chelmsford Jaycees were present during the Open Session and presented the five Board members with the first

Regular Meeting
December 19,
1983

five copies of the "Chelmsford Came".

Carol Levine, 270 Littleton Road, referred to the Special Town Meeting and stated that she did not think anyone was pleased to have to adjourn to January 9, 1984 and she hoped that we would have a quorum on that date so that the Town would not have to spend any more time on the rent control By-law.

Dana Caffelle was present and introduced himself as the Webelos Leader out of the Westlands School. Also present was the Assistant Leader Barry Pearson, and members of Den 2, Pack 45 to observe Town Government in action. Certificates will be prepared for the Scout members.

Chairman Harvey called the meeting to order at 7:30 p.m.

Minutes
approved

Motion, BAT, second BOE, unan. to approve the Minutes of Dec. 5, 1983 (Regular and Executive Session).

Public Hearing
Application
of Bakeryland
7:35 p.m.

A Public Hearing was held on the application for a Common Victualle License and booths and/or stools to be exercised on the premises at 28 Alpine Lane known as Bakeryland. A representative from Bakeryland was present and stated that customers have made this request. Bakeryland is asking for four booths, seating approx. 16 people and will not be in competition with any restaurants in the area since they will just be serving pastries and coffee on weekdays from 6:30 a.m. to 6:00 p.m. and on Sundays from 6:30 in the morning until 1:00 p.m.

Joan Linnehan, 270 Littleton Road spoke in favor of the application. No one spoke in opposition.

Motion, BOE, second, BAT, to award a license with a seating capacity not to exceed 16 people. Motion unanimous.

Application
Class II Auto
Dealer's
License
7:40 p.m.

James J. Kerrigan, Sr. was present applying for a Class II Auto Dealer's License for 113 Tyngsboro Road for 21 vehicles. Mr. Kerrigan stated that he is incorporating with his son. There is an existing license at this location and Mr. Kerrigan will surrender this license. Mr. Kerrigan also stated that before he installed any signs, he would make certain the signs were in compliance with Town By-laws and has already talked with the Building Inspector.

Motion, BAT, second BOE, unan. to grant Elite Motor Cars Ltd. a Class II Auto Dealer's License, restricted to 21 vehicles on premises located at 113 Tyngsboro Road.

Application of
Town Meeting
Restaurant
for
Enter. Lic.
7:45 p.m.

Attorney Joseph Shanahan, with offices in Chelmsford, was present representing Robert J. Scharn, who is the owner and manager of the Town Meeting Restaurant and Lounge. Attorney Shanahan stated that Mr. Scharn took over this property at 86 Chelmsford Street about a year ago and has rehabilitated it and has turned it into a very successful enterprise. Attorney Shanahan indicated that he is requesting a weekday entertainment license between the hours of 6:00 p.m. and 1:00 a.m. for quiet dance music and background music. Mr. Scharn's present plans include a small dance floor located on the left side of the building.

SR
abutting his house. Mr. Levasseur indicated that he would like to put an addition onto his house. Selectman Emerson commented that he thought it would be to the Town's advantage to get this lot into private ownership.

Motion, DJR, Second BAT, unan. to place an Article on the Annual Town Meeting Warrant to process the sale of the land abutting Mr. Levasseur's property on Seventh Avenue.

The Chairman explained to Mr. Levasseur that the BOS will put the Article on the Warrant for the ATM and he would then have to speak to the voters and ask for their approval. The process for purchasing Town-owned land has been sent to Mr. Levasseur.

Temporary
Taxi Permits
Roy Chaisson
8:15 p.m.

Mr. Roy Chaisson appeared at the Public Hearing to request a temporary taxi permit until the Rules and Regulations are accepted by the Board of Selectmen, subject to review at the end of this year. Mr. Chaisson distributed some letters from some local business people and shipping agencies located in Boston. Mr. Chaisson explained that Seaman's Transport Company has been doing business for the last six years primarily with the steamship community of Boston and at this time Seaman's Transport Co. d/b/a T.W.C. Taxi Company would like to operate taxicabs serving Tyngsboro, Westford and Chelmsford. Mr. Chaisson was requesting a temporary license for 12 cabs. He said that he would not garage the cabs in a central location in Town, but each driver would garage the cab at his home. He said that he is not interested in a public taxi stand but he wants to register as a private livery. He said the cabs will not have signs on top, but will just have lettering on the cabs only because this is required by law. He explained that he has been involved for 25 years in the taxi business and explained his involvement with steamships in Boston.

Selectman Emerson asked Mr. Chaisson what kind of permits and licenses would he have to have to run a taxi business and Mr. Chaisson indicated that he has to get permits from the Selectmen of the Town. He indicated that if he registered as a taxi cab business he would be required to carry \$10/\$20,000 coverage, but if he registers as a private livery doing business as a taxi cab, he could provide as much insurance coverage as he wanted. Also, he said that it costs more to register as a taxi cab and he gives his passengers more insurance coverage as a livery. Mr. Chaisson indicated that he is presently living with his brother in Westford and when asked by Sel. Emerson how he dispatches the cabs, he said that he is using a friend's phone right now until he can find a more permanent location. He said that he uses a voice page now. Mr. Chaisson said that although he is asking for 12 taxi cabs, he does not want these right away and when asked by Sel. Emerson how many vehicles he hopes to have within the next six months, he was informed by Mr. Chaisson that he expected to have six vehicles in four months. Sel. Emerson indicated that he was opposed to issuing a license for 12 cabs, but might consider a license for six cabs and would be more comfortable with a license for three cabs. Sel. Ready stated that this is an area we are not overly familiar with.

Motion, DJR, Second, BOE, unan. to issue a license for three cabs through March 31, 1984.

Mr. Roy S. Harrow and Bonnie J. Steadman were present at the hearing. They have been operating the Town Taxi business in North Chelmsford, but they did not have a permit from the Board of Selectmen. They thought they were

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Carol Levine, 270 Littleton Road spoke in favor of the Application stating that it is great to have something like the Town Meeting Restaurant in Chelmsford. Selectman Emerson commented that the Restaurant is a credit to Mr. Scharn and the Town. No one spoke in opposition.

Motion, BOE, second, DJR, unan. to approve the Application for a weekday entertainment License to Robert J. Scharn of the Town Meeting Restaurant and Lounge.

Mr. Charles D'Angeo was present at the Public Hearing on the renewal of his Class III Auto Dealer's License to Buy, Sell, Exchange or Assemble Second Hand Motor Vehicles or Parts thereof, on land located on Sleeper Street in North Chelmsford. Selectman Towle asked Mr. D'Angelo why the fence had not been repaired and stated that the Selectmen have had numerous reports that the fence was not properly repaired. Also, the Building Inspector reported that he had been ordered off the property on November 2nd of this year. Mr. D'Angelo stated that he thought he had repaired all of the fence that needed to be repaired and he did not know of anyone ordering the Building Inspector off of the property. Selectman Ready commented that each year he has been on the Board, the subject of the repair of the fence on Mr. D'Angelo's property comes up. Selectman Emerson stated that he recalled violations of parked cars being parked on the street and adjoining lot without being properly zoned for storage of junk vehicles. He also recalled that every year this License comes up, there is a problem.

Class III Aut
Dealer's Lic
Charles
D'Angelo
7:50 p.m.

No one spoke in favor of renewing the License. Mr. Kakkad of 7 Sleeper Street stated that he has seen a lot of vehicles parked on the street.

Motion, BAT, second, BOE, unan. that the Class III Auto Dealer's License renewal for Charles D'Angelo d/b/a North Chelmsford Auto Parts, Inc. be denied due to Mr. D'Angelo's failure to repair the fence on his property and the failure of Mr. D'Angelo to refrain from parking cars and trucks on Sleeper Street.

Mr. D'Angelo was advised to contact the Building Inspector and when the Building Inspector notified the BOS that Mr. D'Angelo has met all of the Rules and Regulations of this Town, he can again ask the BOS to consider the renewal of his License.

Attorney James Flood appeared at the Public Hearing and said his office is located at 9 Central Street in Lowell and that he was representing Harold Kacy who owns 100% of the stock of Drum Hill Liquor, Inc. and he was requesting a transfer of that stock to his daughter Phyllis Gervais. There are no other changes being made in the business and the Manager will remain Wesley M. Harper.

Drum Hill
Liquor Mart
Transfer of
Stock - 8:00

No one spoke in favor of the transfer and no one was opposed to the transfer.

Motion, BAT, Second, BOE, unan. that the Board of Selectmen approve the transfer of stock from Harold Kacy to Phyllis Gervais for Drum Hill Liquor, Inc.

Mr. David Levassour of One Seventh Avenue appeared at the Public Hearing regarding some town owned land that abuts land

Purchase of
Town owned l

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Appointments
Election
Workers

Motion, BAT, Second, BOE, to appoint the election workers listed by the Town Clerk and provided to the Selectmen.

The Selectmen were asked if this represented the same number of Election workers that we have had in the past since Sue Carmen of the Independent thought one of the reasons for the Voting Machines was to have fewer election workers. The Executive Secretary explained that this is true, but since we do not have the Voting Machines yet, we will use the same number of workers until the Machines are in operation.

Motion called and approved unanimously.

Auxiliary
Police

Motion, BAT, Second, BOE to appoint Elizabeth Anne Berger, 16 Doral Drive, North Chelmsford, Massachusetts and Daniel Joseph Ahern, 35 Drexel Drive, Chelmsford, Massachusetts as Auxiliary Police Officers in Chelmsford.

Extend Liquor
Licenses to
2:00 a.m. for
New Year's Eve

Selectmen Towle asked if the BOS had received any special requests or is this something that happens each year - it happens each year.

Motion, BOE, Second, DJR, unan. to extend closing hours to 2:00 a.m. for New Year's Eve to holders of Liquor Licenses for Restaurants.

Report from
Town Engineer
Sand Pit

Selectman Harvey, the Town Engineer, the Highway Superintendent and the Exec. Secretary have met on several occasions to develop a plan to close the Town sand pit on Richardson Road and are recommending that the removal of material from the pit cease in 1988, that all slopes and buffer zones meet or exceed Chelmsford zoning by-law requirements as the pit is closed, that the Highway Dept. develop procedures to minimize noise and blowing sand from bothering abutters, that the Selectmen continue to monitor the earth removal operation at the pit on a yearly basis, that the BOS explore other opportunities to acquire sand and gravel for municipal needs. Selectman Emerson commented that he understands the blowing sand is a nuisance to abutters and he suggested some type of screening on the top such as bushes or a fence. He said he is more concerned about the height of the bank and the steepness of the bank and thought the situation was extremely dangerous. He asked for some immediate action to make the grade on the face of the bank much less severe than it is now. Selectman Ready said that he concurs with Sel. Emerson and thinks it is a dangerous situation, that we need a closure plan, but he would like to see it accelerated.

Motion, BOE, Second BAT, unan. to accept the report as prepared with the stipulation that immediate action be taken to alleviate what appears to be a hazardous condition existing at this time at the sand pit.

New Business

At this time Chairman Harvey took the opportunity on behalf of this Board to thank all the Town employees for their fine cooperation throughout this year and to wish everyone a very Merry Christmas and a Happy New Year.

Drainage Problems

Selectman Towle reported that Mr. Lawrence Ready of 113 Gorham Street is having problems with rain water. Also that running water at the intersection of High Street and Bartlett Street is creating problems. The Executive Secretary will contact the Highway Department.

Sel. Towle reminded the Executive Secretary to reserve space for handicapped parking Article on any Special Town Meeting that might be held after the January 9th meeting and before the Annual Town Meeting, or on the Annual Town Meeting.

Town Counsel Work
Load

The BOS had intended to schedule Town Counsel at this meeting, but Chairman Harvey reported that he had talked with Town Counsel and a meeting with him would be postponed to the next regular BOS meeting because of personal

properly licensed because they had a business certificate from the Town Clerk's office. The BOS advised them to contact this office to schedule a public hearing.

John D. Scott was present from the Conservation Commission and made a presentation on the Level Funded Services Budget, the Full Services Budget and the 2½% Increased Budget.

Mary McAuliffe was present to review the Veteran's Agent Budgets. Mrs. McAuliffe commented on increases stating that she is now covering the Manchester V.A. and last year this was not included in the Budget. Additionally, Outlay has been increased to \$400 to rebuild a typewriter and salaries have increased - one due to Town Meeting action and the other because of the increase to be expected under the Personnel Board.

Selectman Emerson recommended some additional people to serve on the Holiday Decorations Committee.

Motion, BOE, second, BAT, unan. to appoint Harold Organ, Dana Caffelle, Bruce Foucar and Charles Parlee to the Holiday Decorations Committee.

Selectman Ready mentioned that last week they met with the Westford and Littleton Selectmen to talk about interchange on 495. Norman E. Thidemann has been assigned to work with these Selectmen. Sel. Ready clarified his position and stated that he would support an interchange in Westford and he would like to have a traffic impact study come down Hunt Road. Selectman Ready stated he thought the Selectmen have to look at the intersection of Hunt Road and Route 110.

The Executive Secretary reported on the Bid opening for Town Report and the 1984 Finance Committee Warrant as follows:

Rowley Printing, Inc.	Annual Town Report	\$52.50 per page
	Fin. Comm. Warrant	\$40.50 per page
Shawprint	Annual Town Report	\$74.80 per page
	Fin. Comm. Warrant	\$69.60 per page
Picken Printing, Inc.	Annual Town Report	\$35.19 per page
	Fin. Comm. Warrant	\$22.83 per page

Motion, BAT, Second, BOE, unan. to award the Bid for the Town Report and the 1984 Finance Committee Warrant to the low bidder, Picken Printing, Inc.

The Executive Secretary invited the Board of Selectmen to attend the Public Hearing on the sale of the Middlesex Training School to be held on Tuesday, December 20, 1983 at 7:30 p.m.

Selectman Emerson reported that he had talked with Gary Phillips and he is satisfied that what he wants the license for is appropriate.

Motion, BOE, Second, BAT, unan. to award a 1-Day Auctioneer's License to Mr. Gary Phillips.

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Budget Hearings
8:30 p.m.
Conservation
Commission

Veteran's Agent

Board Member
Reports

Executive Sec'y
Reports

Unfinished
Business
1-Day Auctioneer
License

Selectmen Emerson referred to advertising items that he has noted being distributed throughout the Town and he asked if there was any possibility of proposing an ordinance to prevent anyone from indiscriminately throwing this material around Town.

Midd. County
Advertising

Motion, Boe, Second, BAT, unan. to discuss an ordinance to prevent the distribution of advertising material throughout the Town unless requested by the property owner with Town Counsel and to have an answer to this question at the next meeting.

Selectman Ready asked Mrs. Ruth Delaney, one of the Assessors in the Town the status of tax bills. Mrs. Delaney indicated that as of this afternoon we still have no figure from the computer company, however, she indicated that Janet Lombard has contacted the Department of Revenue and we are getting forms so that anyone who wants to pay their taxes based on their last year's tax divided in half, can do so. Some discussion followed regarding the contract with McGee and Magane and the expense and inconvenience that the Town is experiencing with the situation.

Late Tax Bills

At 9:10 p.m. Motion BAT, Second, BOE to go into Executive Session for the purpose of discussing strategy with regard to collective bargaining. Roll Call vote was as follows: BAT-Aye; BOE-Aye;DJR-Aye. Chairman Harvey announced that there would be no statements after the meeting.

Adjourn to
Executive
Session

For the Board of Selectmen, by

Evelyn S. Newman

FEB 8 7 12 PM '84

Emily R. Newman

Classification Hearing held by the Board of Selectmen Monday, January 9, 1984 at McCarthy Junior High School Auditorium. Members present were: Miss Towle, Mr. Emerson and Mr. Hart. Vice Chairman Towle opened the hearing at 7:15 pm and stated that in accordance with Chapter 369 of the Acts of 1982 the Board must hold a hearing yearly on the matter of classification, and can change the rates at which various areas are taxed. Ruth Delaney said the Board of Assessors want to remain at a single rate of classification. Members of the Finance Committee said they would like more information before taking a position on the issue. Edward Hilliard said he is opposed to a single rate, since businesses require a lot of services, Motion BOE, second PCH, unan. to establish 1 tax rate for all properties. Vice Chairman Towle closed the hearing at 7:25 p.m.

For the Board of Selectmen, by

Judith E. Carter

Regular meeting of the Board of Selectmen Tuesday, January 10, 1984. Members present were: Miss Towle, Mr. Emerson and Mr. Hart. Mr. Harvey was absent due to illness and Mr. Ready was out of town on business. Norman Thidemann Executive Secretary, was also present. Vice Chairman Towle called the meeting to order at 7:30 p.m.

Motion PCH, second BOE, unan. to Hold on the minutes of the Dec. 19 meeting until the full Board is present.

Under Board reports, PCH requested that the Chairman and members of the Drug and Alcohol Prevention Committee be invited to attend the next meeting to discuss their progress and also to discuss means of obtaining funding for their programs through the Annual Town Meeting.

Classification Hearing
Jan. 9, 1984

Regular Meeting
Jan. 10, 1984

Member Reports

Member
Reports

BOE commented that Chairman Harvey and the Highway Dept. should be commended for the work that has been done on the sand pit - that much progress has been made quickly and they have found a good solution to the problem.

Appointment

Motion PCH, second BOE, unan. to appoint Larry Kenneth Dillon, Glen Avenue, as a member of the Auxiliary Police.

New England
Tel. Petition
Acton Road

George Gagan was present with a petition of New England Telephone Company to install 20 feet of buried cable on Acton Road. No one present spoke in favor of or opposition to this petition. Motion PCH, second BOE, unan. to approve. BOE noted that the phone company is now in charge of removing double poles in Town, and that instead of about 50, we now seem to have 150. It appears that none have been removed in the past 6 months. Mr. Gagan said that he has no information on this yet and has seen no communication between his company and Mass. Electric. He will convey the information to Raymond Forbes. It was decided to have Mr. Forbes and a rep. from Mass. Electric attend the next meeting to discuss the whole pole issue.

Common
Victualler
License -
Brothers
Pizza

George Economou was present for a Public Hearing on his application for a Common Victualler's license for Brothers Pizza Family Restaurant at 55 Summer Street. Vice Chairman Towle read his letter of application, stating hours, etc. He showed the Board a floor plan, with 5 booths and 5 2-seat tables. Seating limit is 30. Motion PCH, second BOE, unan. to grant this license.

Transfer of
Beer & Wine
License -
McEnaney's
Market

A Public Hearing was held on the transfer of the Wine and Malt Beverages License at McEnaney's Market, 65-67 Middlesex Street, from John McEnaney to Charles and Marie Duncklee. Mr. Duncklee said that this is a convenience store, and they plan to keep the same hours as presently operating - 8 am - 11 pm. No one present spoke in favor of or opposition to this application. Motion PCH, second BOE, unan. to grant the transfer of this license.

Recess

At 7:55 pm the Board took a 5 minute recess.

Presentation
of plans for
The Mill

Attorney Joseph B. Shanahan, Jr. made a presentation for Braeburn Development Company who propose to rehabilitate the Gilet Wool Scouring Mill on Princeton Street. Through a slide presentation, he told the Board that the mill site will be made into a residential, retail stores, office and restaurant complex, but retaining many of the historical characteristics of the 100 year old buildings. He introduced the officers of the corporation and the architect, who has designed McFarlin Manor and Market Mills in Lowell. The cost will be \$10 - \$12 million, and will take approx. 3½ years to complete. The smokestack and old mill wheel will be retained. Mr. Shanahan said he wants to work with the Ex. Sec. and a staff member to try to get the area designated as a CARD area, and added that he has to go to the Board of Appeals for a Special Permit and 3 variances. The Board told him that they feel this is a very exciting, progressive project.

Chelmsford
Taxi - 1
Temporary
Permit

At 8:25 pm the Board met with Roy Harrow, co-partner with Bonnie Steadman in running Chelmsford Town Taxi. They are operating out of 72 Willis Drive, and plan to keep 3 taxis at the property. BOE told him that only 1 business vehicle is allowed at a residence, and Mr. Harrow said he could have the drivers take the vehicles home. BOE said the Board could grant a temporary permit for 3 months and they will have to give the office their registration and proof of insurance. Motion BOE, second PCH, unan. to grant a 90-day permit for 1 taxi.

Adjournment

At 8:30 pm motion PCH, second BOE, unan. to adjourn.

For the Board of Selectmen, by

Judith E. Carter

Regular meeting of the Board of Selectmen held January 23, 1984. Members present were: Mr. Harvey, Miss Towle, Mr. Emerson, Mr. Hart and Mr. Ready. Norman Thidemann, Executive Secretary, was also present.

Meeting
Jan. 23, 1984

During the open session, Mrs. Pauline Taylor asked the Board to accept an article for the ATM warrant, by petition, to rescind rent control in the Mobile Home Park. She presented 2 petitions and asked the BOS to have someone look at the owners' books, which she felt would solve the whole problem. The Board told her that they would not look at the books, as it is not their business, and that they would not accept her petitions for the warrant, since it had been advertised that articles were due and the warrant closed on January 3, 1984.

Open Session

Chairman Harvey called the meeting to order at 7:30 p.m.

Motion BAT, second BOE, unan. to approve the minutes of the meetings of December 19, 1983 and January 10, 1984.

Minutes
Approved

BAT reported that she, Sel. Ready and the Ex. Sec. attended a meeting with the Billerica BOS and reps. from the U. of Lowell re parking, drinking and noise at the Forum. U. Lowell is planning to expand the parking facilities, and is seeking \$500,000 from the state for funding this project. They also plan to put in more outside lighting and more patrolling. She thanked the Billerica BOS and Police for their help, and said there would be another joint meeting if the funding is received. DJR said that U. Lowell will come to our BOS meeting with plans for the funding.

Board Member
Reports

Motion BAT, second BOE, unan. to appoint Armand J. Soucy, Alfred Handley, Henry Sullivan and Brian Sullivan as Deputy Constables, as recommended by elected Constable William Spence.

Unfinished Business

Motion BAT, second BOE, unan. to request Mass. Electric to remove a streetlight on Parker Road to the intersection of Parker and Fay Roads, and to install a streetlight on Brick Kiln Road, as recommended by the Safety Officer.

Motion BAT, second BOE, unan. to award the bid for electronic voting equipment to LHS Associates, Andover, MA in the amount of \$40,610.00.

Motion BAT second BOE, unan. to approve the petitions of New England Telephone Co. (no hearings required) to maintain underground equipment on Roy Clough Lane, Tanglewood Drive, Kimberly Court, Driftwood Drive and Downing Place.

The Ex. Sec. reported that Thomas Welch has resigned from the Board of Appeals, Ex. Sec. and there is a vacancy. Motion BAT, second BOE, unan. to accept the resignation and send Mr. Welch a Certificate of Appreciation. He also reported that BOE had asked about the Route 3 traffic problem and said that NMAC has started an intensive study, with slides, and they are getting ready to approach the state for improvements. They will come to a BOS meeting in the future with their slide presentation.

Reports

Jim Denham was present from Mass. Electric Co. with a petition for placing underground cables under Old Westford Road to serve Thoreau Drive, a new development. DJR reminded him of the new street opening policy. Motion BAT, second BOE, unan. to approve. Mr. Denham said that the Board will be getting a request for lights on Billerica Road at Mill Road. Motion BAT, second BOE, unan. to grant this tonight, since it is of an emergency nature, subject to receiving the petition.

Mass. Electric
Petition -
Old Westford Rd.
Billerica Rd.

11/3
Carvel Ice Cream
Common Vict.
License - Drum
Hill

Attorney Joseph B. Shanahan, Jr. was present with the application of Sal and Diane Lombardi, Westford, for a Common Victualler's license to run a Carvel Ice Cream Store at 107 Drum Hill Road, in the old Converse Florist Shop in the Katz Shopping Center. He said that Mr. Lombardi has been in the food and beverage business for 20 years, and gave the background of the Carvel Company, stating that they started in 1930 and presently have over 750 stores. They are requesting hours of 10:00 am to 12 midnight, although except for the summer months they will be closing by 10:00 pm. 70 - 80% of the business will be take-out, but they are asking for 6 tables seating 12 people. He added that the Building Inspector has OK'd the zoning, and the sign by-law will be complied with. Motion BAT, second BOE, unan. to grant, with the opening date between March 15 and April 1.

New Business

Under New Business, BAT said she has again seen parking on both sides of Carlisle Street, and asked the Ex. Sec. to speak to the Police Dept. and the Boy Scouts about this.

Mr. Emerson read a letter of his resignation from the Board, effective Feb. 15th, which would allow a person to run in the April election for his seat. He stated that the reason for his resignation was lack of time to devote to the BOS, due to increasing business and personal commitments. All Board members commented on how they will miss him, and thanked him for his contributions to the Board.

Meeting with
Vinal Square
Merchants
re Parking

The Board met with Peter Ricciardi and other Vinal Square merchants to discuss parking facilities in Vinal Square. Mr. Ricciardi said that the State has improved the roadway through the Square, but that the merchants depend on the Town-owned parking lot for customer parking, it has only been plowed once by the Town in the past 2 years, and they want to see the Town take steps to re-surface and light the parking lot. DJR noted that this was an article at the last ATM to be funded as part of an Urban Systems program, but it did not pass. PCH stated that the Highway Dept. could update the lot in the spring under their present budget and that they could plow and sand the lot after every storm. Mr. Ricciardi said the merchants would settle for that. Motion BAT, second DJR, unan. to ask the Highway Supt. to look into paving, lining, plowing and correct bounds. Motion BAT, second DJR, unan. to have floodlights placed on Poles #59 and 60 in the Vinal Square Parking Lot.

The problem of on-street parking was also discussed, with the merchants complaining about parking for ½ hour only 24 hours per day, and also that the traffic lights are not easily seen from Rte. 40 and Tyngsboro Road. PCH said that we would need approval from the state to change the location of the lights, and should ask for an update from Sen. Amick and Rep. Freeman on this problem. DJR asked the merchants to come back with their recommendations on plowing, and Police Chief McKeon, who was present, said he has assigned an officer to be in Vinal Square from 9:00 am to 1:00 pm.

Meeting with
Mass. Electric
and New England
Tel. re utility
poles

Reps. Bill McBride and Gordon Dunsmore from Mass. Electric Co. and Ray Forbes and John De Shaw from New England Telephone were present to discuss the new set-up whereby New England Telephone is now responsible for all utility poles in the Town, rather than Mass. Electric. Mr. McBride said that Mass. Electric has removed 18 double poles and the lines on 20 more, that they had crews in Town 2 out of every 4 weeks. Mr. Forbes said that New England Tel. is changing records with the light company, that his company has done a survey and found that of the 7800+ poles in Town, 139 are double poles and they have established a priority list, which he showed the Board. Mr. De Shaw said that 30 of the 139 poles can now be removed and will be gone by March 31. They also told the Board that there are app. 50,000 poles in the Merrimack Valley, with each company being responsible for half. In an emergency both companies will work together to restore service. New England Tel. said they will contact the Ex. Sec. every 3 - 4 weeks.

Chairman Joseph Maher and members of the Drug and Alcohol Prevention Committee were present to update the BOS on the Committee's work. Mr. Maher said they have been meeting regularly since September, and come up with much basic information, i.e., some people not aware that there is an alcohol problem, that most problems are occurring outside of the schools, and that the Police Dept. would like to see a Drug Enforcement Unit started to control drugs and alcohol. Police Chief McKeon presented a report to the Board, and Inspector Robert Burns went over the highlights of the report. He said that a 3-man Drug Prevention unit would be most practical, and that funding would be app. \$87,000, with most of this going for salaries. Three existing officers would be put into the drug unit and be replaced with 3 new men. After discussion, motion BAT, second DJR, unan. that the BOS adopt the concept of a Drug Enforcement Unit and put an article on the ATM warrant, with a figure to be presented at the ATM. Mr. Maher said the Committee will again report to the Board in a few months, and PCH requested that the Committee make a report at the start of the ATM.

Meeting with
Drug and
Alcohol
Prevention
Committee

At 10:05 p.m. motion BAT, second BOE to adjourn to Executive Session for the purpose of discussing pending litigation. Roll Call vote was as follows: BAT-Aye; BOE-Aye; PCH-Aye; DJR-Aye; CAH- Aye. Chairman Harvey announced that Board would not be returning to open meeting.

Adjourn to
Ex. Session

For the Board of Selectmen, by

Jack E. Carter



Regular meeting of the Board of Selectmen held Monday, February 6, 1984.
Members present were: Miss Towle, Mr. Emerson, Mr. Hart, Mr. Ready and
Chairman Harvey. Norman Thidemann, Executive Secretary, was also present.

Regular
Meeting
Feb. 6, 1984

During the Open Session Richard Bachini, Stillwater Drive, was present to talk with the Board about what he feels was a safety problem - the condition of the roads in Town during the storm last Tuesday. Mr. Bachini said he skidded across Santa Fe Road, and stopped at the Police Station at 7:25 am to report the icy conditions. The road was still not sanded at 8:45 am, although the Highway Dept. trucks were out at 7:00 am. Mr. Bachini feels there was a breakdown in communications, and there could have been a real safety problem with children waiting at bus stops. He also mentioned the fact that the Town of Carlisle has reflectors on telephone poles, and could Chelmsford do this in dangerous areas, due to the large number of cracked and downed poles in town. Mr. Bachini also discussed the deteriorating conditions of the surfaces of Old Stage, Santa Fe and Marina Roads, and asked that they be placed on a priority list for re-surfacing. Chairman Harvey explained the unusual situation of the storm to him - said that all sanders were working and the Town tried to hire outside sanders but they were being used by the state, and that there is an article on the ATM warrant for a new sander. He also said that with Prop. 2 1/2 out budget for re-surfacing streets is limited, but that we will do the worst ones, and keep the others patched.

Open
Session

Webelos Scouts from Troop 170 were present to observe the meeting. DJR explained some of the procedures to them, and presented each of the 7 scouts present with a certificate from the Board.

Chairman Harvey called the meeting to order at 7:30 p.m.

Meeting Called
to Order

Motion BAT, second BOE, unan. to proclaim February 12 - 18 as Chelmsford Jay-Cee Women's Week.

Proclamation

Motion BAT, second BOE, unan. to approve the minutes of the January 23rd meeting, both Regular and Executive Sessions.

Minutes
Approved

BAT reported that the Town Democratic Committee will be heloding its Caucus

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Board Member
Reports

Saturday, Feb. 11 at 2 pm in the Town Offices Gym, and all registered Democrats in Town are welcome to attend.

BOE said there is a drainage problem on Warren Avenue at Second Street and asked that this be put on the priority list of drainage problems.

He requested that the Highway Dept. raise the catch basin at the corner of Warren Avenue and Boston Road to make it flush with the road.

BOE noted that he had asked Alan Bradshaw about chairs stored at the North Town Hall, that he has found old wooden folding wooden chairs that would be appropriate in the auditorium at the Center Town Hall, and asked that Bill Edge obtain a price for refinishing the usable chairs - 250 - 300.

DJR reported that the Sewer Commission is progressing with their proposal for ATM and will come to the BOS to discuss the article prior to ATM. He also said they are considering putting a question on the November ballot re sewerage.

Ex. Sec.
Report

The Ex. Sec. reported that State tax forms will be available to residents in the Town Clerk's Office after the middle of February.

Unfinished
Business

Under Unfinished Business, motion BOE, second BAT, una. to approve the petition of New England Telephone to install 2 poles on Delpha Lane (public hearing not required). Motion BAT, second BOE, una. to approve the petition to install 7 poles on Rdgina Drive (public hearing not required).

Motion DJR, second BOE, unan. to approve requesting Mass. Electric to install a 4,000 lumens streetlight on Pole #97, Westford Street, and Pole #297/1 on Pine View Avenue Extension. The Ex. Sec. recommended a moratorium on new streetlights until July 1, since the budget is running very low. Motion PCH, second BAT, to support the moratorium. The Vote was 4 in favor, 1 opposed (DJR).

Motion PCH, second BAT, unan. that Mr. Ready be appointed Clerk for the BOS to replace Mr. Emerson until April 9, 1984 after the April election.

Motion BAT, to put the following names in nomination for the vacancy on the Board of Appeals: Eileen Duffy, Kenneth Davis, Albert Leman, David Zebny, Gary Frasca-relli, Richard Goldman and Donald Fraser. Motion BAT, second BOE, unan. to appoint Eileen Duffy as permanent member of the Board of Appeals. Motion BOE, second BAT, to put the remaining names in nomination for the alternate position (to replace Mrs. Duffy). Vote was as follows: BAT-Davis, BOE-Davis, PCH-Davis, DJR - Zebny, CAH-Davis. Motion DJR, second BAT, to appoint Mr. Davis unanimously to the alternate position.

Firefighter
Campbell
Grievance

David C. Campbell, Firefighter, was present with a grievance that had been denied by the Fire Chief. He told the Board he would prefer to discuss it in open meeting, rather than Executive Session. Mr. Campbell outlined his grievance to the Board: he served 3 years on the Police Dept., and now has been on the Fire Dept. for over two years, all under Civil Service, and feels he is entitled to benefits based on more than 5 years' employment in the following areas: vacation, unused sick leave, longevity and retroactive pay based on years of service. He said that the Union lawyers feels he has a good case, that he wants to be considered as a transfer from the Police to Fire Dept., rather than resigning from the Police Dept. and joining the Fire Dept. BAT said she can see both sides, and moved to refer the matter to Martin Ames for his recommendation, second DJR, unan. PCH commented that Mr. Campbell has worked under 2 distinctly separate contracts. Chairman Harvey told Mr. Campbell that the Board will refer the grievance to Atty. Ames and get back to him with their decision.

Under Unfinished Business, motion BAT, second BOE, unan. to award the bid for helmets for Pop Warner to Holovak and Coughlin, in the amount of \$2,148.00.

Unfinished
Business

The Ex. Sec. announced that there are 2 terms ending on the Nashoba Valley Tech School Committee - 1 3-year term and 1 2-year term. There is also a vacancy for an alternate for a 3-year term, and he asked the press to publicize that the BOS is seeking applications, even though there are incumbents.

Warrant articles were discussed. DJR said that Art. 23 is a Hazards Elimination Program - would install streetlights at Fletcher Street and Chelmsford, lights near the Chelmsford Mall, and all synchronized with the lights on Route 110 at Howard Johnson's. The Town's share of the cost would be \$35,000, which could possibly be reimbursed through Chapter 90 funds.

Warrant
Articles

Art. 35 - regulation of pornography - the Ex. Sec. explained that this is an article drafted by NMAC for all surrounding towns, and would limit adult bookstores to unattractive locations, since to ban them completely may be unconstitutional. be invited

Art. 58 - DJR asked that Adam Wasylshyn, Director of Data Processing, to come to the next meeting to explain the 2 articles re computer for school, and computer for school and municipal.

PCH asked that \$10,000 for the Recreation Commission to restore fields and the \$200,000 matching funds for Southwell Field be added as warrant articles.

The ex. Sec. explained more about the Southwell Field grant - what the project would entail, and said that the Town may have to bond the \$440,000, with one-half to be re-imbursed on completion of the project. The Town's share could be from Revenue Sharing funds, but final approval will be up to Town Meeting. He added that due to the state time frame, it may be necessary to hold a Special Town Meeting prior to the Annual, or if not, a Special could be called within the Annual. PCH added that since Recreation's budget was cut drastically 2 years ago, very little money has been spent for field upkeep, and since we do not want to lose any fields, \$10,000 may help to keep more fields in playing condition.

Art. 61 - DJR asked that the Library Director or Trustees come to the next meeting to explain this article to improve phone service.

Under New Business BAT asked the Highway Supt. to check on a water problem at the Atherton home, 10 Oak Knoll Avenue. She asked that the Police Dept. check into putting signs around the Drum Hill Rotary, since vehicles have been observed going the wrong way around the rotary. She also asked for a report from the Police Dept. to investigate youths congregating in the Drum Hill area and harrassing people between 11 pm and 1 am.

New Business

Mr. Emerson read a statement about this being his last meeting as a Selectman, and thanked his family, friends, town workers and fellow Board members. Chairman Harvey presented Mr. Emerson with a pen and ink sketch of the Old Town Hall on behalf of the Board and thanked him for his fine work on the restoration project.

DJR asked that the Highway Dept. check Marina Road for water running down the sides of the road and also the condition of the roadway. He also asked the Ex. Sec. to check with the Town of Carlisle re the reflectors on their poles.

At 8:35 pm motion BAT, second BOE, unan. to recess until 8:45 p.m.

At 8:45 p.m. the meeting reconvened. Chairman Harvey noted that former Selectman Eugene Doody was present in the audience.

Mr. Hart announced that he is leaving the Board so sit in the audience for the Public Hearing on the Glenview Lounge, since he is directly involved.

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Public Hearing
Transfer of
Glenview Lounge
License from
Harold Kecz
to Chrisdanbeth
Inc.

Attorney Joseph B. Shanahan, Jr., representing Chrisdanbeth, Inc., a corporation formed by Paul C. and Helen L. Hart, 2 Butt Hinge Road, was present for a Public Hearing on the application of Chrisdanbeth, Inc. for the transfer of the All Alcoholic Common Victualler's License for the Glenview Lounge,, 248 Princeton Blvd., North Chelmsford, from Harold Kecz, Dean's Food. Mr. Shanahan presented the articles of corporation, minutes authorizing Mr. Hart to negotiate the transfer, Mr. Hart's birth certificate, the business certificate, a check to the ABCC for filing fee, and affidavit of notice to abutters. Mr. Hart will be the proprietor and manager and take over early in April. There will be no change in floorplan or menu, and hours of operation will remain from 8:00 am - 2:00 am, except 1:00 am on Sundays. Mr. Kecz spoke in favor of the transfer, and no one present was opposed. Motion BAT, second BOE, unan. to approve the transfer of the All Alcoholic Common Victualler's License for the Glenview Lounge from Harold Kecz to Chrisdanbeth, Inc. BOE complimented Mr. Kecz on his operation of the establishment for the past 26 years. Mr. Shanahan wished Mr. Emerson well in his retirement from the Board.

Adjournment

At 8:55 p.m. motion BAT, second BOE, unan. to adjourn the meeting.

For the Board of Selectmen, by

Judith E. Carter



town clerk

Regular Meeting Feb. 27, 1984	Regular meeting of the Board of Selectmen held Monday, February 27, 1984. Members present were: Mr. Harvey, Mr. Ready and Mr. Hart. Miss Towle was absent due to illness. Norman Thidemann, Executive Secretary, was also present.
Open Session	Chairman Harvey opened the meeting for Open Session at 7:10 p.m. John Verrill, President of the Chelmsford Mobile Home Park Tenants Association (CMHPTA) presented a letter to the Board from their Board of Directors asking that the Rent Control Board be appointed as soon as possible, since the Attorney General has approved the by-law. Mr. Harvey told him that he has talked with Town Counsel and there is no special time frame within which these appointments must be made, but that the BOS would hope to appoint the Board at the April 16th meeting. Pauline Taylor, Citizens for Free Enterprise spoke against the by-law and the Association. Linda Allen said the Tenants Association would like to sell coffee and soft drinks at the ATM sessions, as a non-profit organization. DJR said he has tried to interest different organizations in doing this, and will move to allow the CMHPTA to do so. The press then took photos of all the groups receiving proclamations.
Meeting Opened	Chairman Harvey opened the meeting at 7:30 p.m.
Proclamations	Motion DJR, second PCH, unan. to proclaim American Cancer Society Daffodil Day on March 21, 1984. Motion DJR, second PCH, unan. to proclaim the week of March 11 as Girl Scout Week. Motion DJR, second PCH. unan. to proclaim the week of March 11 - 17 as Camp Fire Birthday Week. Motion DJR, second PCH, unan. to proclaim the month of March as the Town of Chelmsford Scholarship Fund Month.
1-day Liquor License - Scholarship Fund Dance	Motion DJR, second PCH, unan. to approve the Scholarship Fund Committee's application for a 1-day All Alcoholic Liquor License for a dance on March 23, in the Town Offices Gym.

Motion DJR, second PCH, unan. to approve the minutes of the February 6 meeting.

Minutes
Approved

Motion DJR, second PCH, unan. to request Mass. Electric to install a streetlight on Latch Road, as recommended by the Safety Officer.

Unfinished
Business

Motion DJR to approve the Town Clerk's request for the polls to be open from 10:00 am - 8:00 pm for the Annual Town Elections on April 7. PCH wanted polls to open at 8:00 am. DJR said that this makes a very long day for workers, costs the Town more money, and persons wishing to vote earlier can get absentee ballots. CAH asked for a 9:00 am compromise. DJR took over the chair and CAH seconded Mr. Ready's motion for 10:00 am - 8:00 pm. Vote was 1 in favor (DJR), 2 opposed. Motion failed. Motion PCH, second DJR, to have the polls open from 8:00 am - 8:00 pm. Vote was 2 in favor, 1 opposed (DJR).

George Gagan, representing New England Telephone, was present with a petition for 1 pole on Spaulding Road for phone service to 2 new homes. Motion DJR, second PCH, unan. to approve this request. DJR then told Mr. Gagan of the problems he had with his phone being out of order for 5 days last week.

New England
Telephone
Petition

A Public Hearing on the application of North Chelmsford Auto Parts for a Class III Auto Dealer's license was scheduled for 7:45 pm but it was requested that this be postponed until Atty. James Geary could be present to represent Mr. D'Angelo.

No. Chelmsford
Auto Parts

The Board then heard a joint petition from New England Telephone and Mass. Electric for 1 pole on Old Westford Rd. Mr. Gagan then petitioned for the phone company to install buried cable on Old Westford Rd. to serve Thoreau Drive, a new subdivision, and said they will not disturb the surface of the road. The work will be done by April 1st. No one present was in favor of or opposed to this petition. Motion DJR, second PCH, unan. to approve both petitions.

Joint Petition - Mass.
Electric/
NET - Old
Westford Rd.

Barry Pearson, Chamber of Commerce President, was present to ask the Board's support of the Route 129 Traffic Study Committee, and to help them seek state or federal grants to work on the traffic problem on Rte. 129. He gave a brief history of the committee, which started last August, and is made up of reps. from Wang, Apollo, realtors, NMAC, Chamber of Commerce, etc. They know the problem can never be solved, but are trying to find ways to lessen the impact of all the new industry in the area - flex time, lining the road, a safety officer, streetlights, etc. He stated that NMAC has completed the second phase of their study - which includes widening the road and installing traffic lights, and that there is a possibility that private companies may pay for engineering studies. The committee meets every 2 weeks in rotating locations. They would like to have a meeting of one BOS member, 1 Committee member, 1 rep. from Police Dept., 1 citizen and 1 company. The Ex. Sec. commented that the Planning Board and BOS started with the NMAC study several months ago and NMAC is presenting a report on their study at the next Planning Board meeting. DJR asked to have the Sewer Commission meet with the Committee, and PCH suggested a work session, with the Committee, Planning Board, BOS and the public. The Chairman told Mr. Pearson that the BOS will take the matter under advisement.

Route 129
Traffic Study
Committee

At 8:05 pm Atty. Geary was present to represent Charles D'Angelo on his application for a Class III Auto Dealer's License on Sleeper St., No. Chelmsford. Mr. D'Angelo had been denied renewal of his license at a previous hearing in December until he complied with all the Building Inspector's rules and regulations. Mr. Geary thanked the Bldg. Insp. for his cooperation, and also said that the new manager is Raymond Bowman, since his father, Frank Bowman, has died. North Chelmsford Auto Parts has not been able to operate since Jan. 1. DJR asked if the fence can be repaired by July 1, and Mr. Geary said it will be done by June 30th. The BOS asked if the fence could be made more aesthetically appealing. DJR moved to approve the license, contingent upon Town Counsel opinion that it all right to include stipulations, with the stipulation that Mr. D'Angelo contact the Bldg.

No. Chelmsford
Auto Parts -
Pub. Hrg.
Class III Auto
Dealer's License

914
D'Angelo
Class II Auto
License

Library
Trustees re
Warrant Article

Unfinished
Business

Reports

New Business

Insp. with a request for an inspection of his premises in June, and that the BOS receive a letter from the Bldg. Insp. by June 30th stating that Mr. D'Angelo is in compliance with all Town by-laws and there are no further violations. If there is no such letter, his license will be revoked. Motion seconded by PCH, unanimous.

Library Trustee Roger Welch and Director Ann Gallmeyer were present to discuss the Library Warrant article for \$10,243 to purchase a Multiplexor telephone hook-up, which they explained would give them 3 direct lines to Andover, rather than 1, and unlimited cataloging time, rather than the present 16 hours per week. The annual savings will be app. \$6800. After discussion, the BOS said they will take this article under advisement.

Motion DJR, second PCH, unan. to award the bid for the reclamation of Dunstable Road to the low bidder, Bell & Flynn, Stratham, NH, in the amount of \$81,396.

Motion DJR, second PCH, unan. to approve Voter Registration Hours for the Town Election as requested by the Board of Registrars.

Motion DJR, second PCH, unan. to appoint Karen M. Pierro, 13 Wlanut Road, as Clerk on the 8 - 4 shift in the Police Dept.

Motion DJR, second PCH, unan. to appoint Town Clerk Mary St. Hilaire as the Municipal Census Supervisor, with a stipend of 10% of the money received from the State.

Motion DJR, second PCH, unan. that the BOS advertise for applicants for the Rent Control Board, have Town Counsel draw up Rules and Regulations, and appoint on April 16. Mrs. Linda Allen said that they are anxious to have the rent rolled back to the Sept. 1 rent, which was \$149, and is now \$175 per month, and DJR said the Board will ask Town Counsel about this.

Motion DJR, second PCH, unan. to grant the CMHPTA permission to sell coffee and soft drinks at the Annual Town Meeting. He suggested that they also go to the School Committee with this request.

Under reports, DJR reported that Dunshire Drive needs repair, and requested that the Highway Dept. put it on their list of streets to be resurfaced.

The Ex. Sec. read a letter of thanks from the Lighthouse School to the Supt. of Streets, and read a letter of thanks from Purity Supreme to the Fire Chief. He asked the press to publicize that the Board is looking for an alternate for the Historic District Commission, and also volunteers for the Affirmative Housing Committee, including a member of the CMHPTA.

Motion DJR, second PCH, unan. to grant permission to Patt Moser to set up her TV equipment and broadcast from the Selectmen's Meeting Room the evening of the Annual Town Elections, April 7th.

Under New Business, PCH moved that the character generator donated to cable TV by Gary Frascarelli be placed at the Ex. Sec.'s home so that any emergency messages could be approved and sent out by him. Seconded by DJR, unan.

At 8:50 pm Motion PCH, second DJR, to go into Executive Session to discuss pending litigation. Roll Call Vote was as follows: DJR-Aye; PCH-Aye; CAH-Aye.

For the Board of Selectmen, by

John E. Carter

Regular meeting of the Board of Selectmen held Monday, March 12, 1984. Members present were: Mr. Harvey, Miss Towle, Mr. Ready and Mr. Hart. Norman Thide-
mann, Executive Secretary, was also present. Chairman Harvey called the meeting
to order at 7:30 p.m.

Regular
Meeting
March 12, 1984

Motion BAT, second DJR, unan. to proclaim March 12, 1984 as ORT Day in the Town
of Chelmsford.

Proclamation

Under Unfinished Business, motion BAT, second DJR, unan. to approve the 1-day
All Alcoholic License issued to St. Vartanantz Church.

Unfinished
Business

Motion BAT, second DJR, unan. to approve the minutes of the February 27, 1984
meeting, both Regular and Executive Sessions.

Minutes
Approved

Supt. of Schools Alan Bradshaw was present and introduced Adam Wasylyshyn and
Tom Carroll of the Data Processing Dept. The School Dept. is asking for a
warrant article for funds to purchase a new, larger main frame computer for
both school and town use. Mr. Carroll explained that they want to teach applica-
tion uses for software to students, that a main frame is most efficient, that
it could be used to increase Adult Education courses. DJR asked many questions
about capacity, security, etc. Mr. Carroll said that students will not have
access to Town info, and they will have the most reliable security system
possible. There are now 350 students taking computer courses, and with a new
ll system, 700 could take these courses. Mr. Wasylyshyn said that this would
add to the academic program, and could also handle the Town's administrative
work, with a computer 10 times faster than what they have at present. There
would be a reduction in paper work, and the software is transferrable.. He
added that they will build in safeguards in the security system, and he feels
that the Town should have its own data person, separate from the school, He
also said that computer prices will be dropping every year.
Chairman Harvey recognized School Committee Chairman Sam Poulten and member
Carl Olsson as being present.

School Dept.
Computer
Articles

Tri-Hospital Paramedic Coordinator Paul Fitzpatrick was present to update the
Board on the Advanced Life Support system started last September by the 3
Lowell hospitals. They serve the Towns of Chelmsford, Dracut and Tyngsboro,
plus the City of Lowell, at present and are providing the highest level of pre-
hospital care to seriously ill or injured patients. They have a non-transport
vehicle, and spend an average of 15 - 20 minutes at each call. They are now in
operation from 8:00 am to 12 midnight, and respond to app. 10 calls per day, and
treat app. 3 patients per day. The cost to the patient is \$150.00. They are
coming to Chelmsford on an average of 25 - 30 times per month, and have plans
to expand their staff and coverage in the future.

Lowell Tri-
Hospital
ALS Report

Under Unfinished Business, motion BAT, second DJR, unan. to appoint Jay Chad-
wick and Warren Jones to the Cultural Council.

Unfinished
Business

Mr. Bradshaw then introduced Scott Johnson, Director of the Community Education
Program, who explained the extended day care program planned by the School
Committee. They need the approval of the BOS for the use of the schools for
anything other than regular education, and this program would commence at 7:00
am and run until 6:00 pm. Mr. Johnson went over the details of the 3 programs
being proposed, and said that they would be self-supporting. Mr. Ready asked
many questions of Mr. Johnson concerning child development, costs,, etc.
BAT asked for a Personal Hold to defer any vote until after the Public Hearing
on March 14th, as requested by the Finance Committee.

School Dept.
Extended Day
Care



6
LWV re
Day Care

A representative of the League of Women Voters read a statement that the League had done a community study with the Community Education Department in December, that those surveyed supported the extended day care program, and the LWV concurs with Mr. Johnson. She added that a statewide study is also being done. Mr. Ready said that he would like to see the LWV support other issues as well, and invited them to attend the Sewer Commission Public Hearing on March 29th.

Chelmsford
Housing Auth.
re support
for funding -
North School
Site

Mrs. Ruth Delaney, Chairman of the Housing Authority, asked the Board for a letter of support for the Authority's application for new funding for elderly housing and to obtain the North School site, and to also support the waiving of any Town fees and free snow removal. There will be some funding given in May and some in the fall. Motion BAT, second DJR, unan. to send a letter of support. CAH commented that they have a lot of basics at this site already that a new site would not have, such as water, septic system, wiring, landscaping, etc. DJR asked that Mrs. Delaney come back to the Board prior to the Annual Town Meeting, since there will be an article on the warrant relative to the demolition of the North School

Appointments

Motion BAT, second DJR, unan. to appoint Bruce Foucar, 16 Bentley Lane, as altern to the Historic District Commission.

Motion BAT, second DJR, unan. to appoint Nancy Leonard, Wagon Trail Road, and Fotine McCarthy, Westford, Street, to the Holiday Decorations Committee.

Reports

DJR reported that he went to the FinCom for a \$15,000 transfer for the Sewer Commission. Motion DJR, second BAT, unan. that we add to the list of articles for the STM within the ATM an article to allow the FinCom to transfer from Free Cash to the Reserve Fund.

Appointment

Motion BAT, second DJR, unan. to appoint Roy W. Philbrick, Jr. as Assistant Electrical Inspector.

Reports

The Ex. Sec. reported that he wants to send letters of thanks to Brad Emerson for the refrigerator and Charles Parlee for the stove that they donated to the Old Town Hall. He also reported that United Transport Service is not withdrawing their application for taxi permits but only postponing the request until after the Public Hearing on Taxi Rules and Regulations.

Motion PCH, second BAT, unan. to send Donald Gray a Certificate of Appreciation for his years of service as Tree Warden and Insect Pest Control Officer.

DJR reported that the Town needs a Capital Planning Committee to up its credit rating to a 2A, and moved that the Board appoint a Committee consisting of 1 rep from School Comm., 1 from Library Trustees; the Ex. Sec., the Town Accountant, Town Treasurer and 2 citizens. Motion seconded by BAT, unan.

PCH reported on the traffic congestion on North Road, especially at Dalton and Parkhurst, and said that we need to find ways to solve the problems before they get any worse. DJR suggested that we ask NMAC to do a study of this area.

Adjourn to
Executive
Session

At 9:45 pm motion BAT to adjourn to Executive Session for the purpose of discussing collective bargaining. Roll Call vote was as follows: BAT-Aye; DJR-Aye; PCH-Aye; CAH-Aye. The Chairman announced that the Board would not be returning to open meeting.

For the Board of Selectmen, by

Judith E. Carter

town 171
Clerk

THIS PAGE IS DEDICATED TO THE MEMORY OF

EUGENE J. DOODY

CHELMSFORD SELECTMAN

April, 1970 - April, 1973

This dedication was voted at a meeting of the
Chelmsford Board of Selectmen March 26, 1984.

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Regular Meeting March 26, 1984	Regular meeting of the Board of Selectmen held Monday, March 26, 1984. Members present were: Mr. Harvey, Miss Towle, Mr. Ready and Mr. Hart. Norman Thidemann, Executive Secretary, was also present. Chairman Harvey called the meeting to order at 7:30 p.m. He asked for a moment of silence in memory of Eugene J. Doody, who died March 24th, and was a Selectman from 1970 - 1973.
Proclamation	Motion BAT, second DJR, unan. to proclaim April as Fair Housing Month in the Town of Chelmsford.
Minutes Approved	Motion BAT, second DJR, unan. to approve the minutes of the March 12th meeting, both Regular and Executive Sessions.
New Eng. Tel. Petitions - Acton Rd.	George Gagan, New England Telephone Co. was present with 2 petitions - 1 for a pole and 1 for 5 feet of buried conduit on Acton Road to better service the area. Motion BAT, second DJR, unan. to grant these petitions.
Appointments	Motion BAT, second DJR, unan. to appoint Karen M. Pierro, 13 Walnut Road, as Police Matron. Motion BAT, second DJR, unan. to appoint Gail Lapan, 32 Second Street, to the Holiday Decorations Committee to replace Richard Main.
Unfinished Business	Motion BAT, second DJR, unan. to accept a gift of 14,000 square feet of land at 9 Sierra Drive to the Town from Mr. and Mrs. Fred Campbell.
Page in Memory of Eugene Doody	Motion BAT, second DJR, unan. to leave a blank page in the Selectmen's Minutes Book in memory of Eugene J. Doody.
New Eng. Tel. Petition Cambridge St.	Mr. Gagan then presented a petition of New England Telephone Company to install a concrete pad and 4 apparatus cabinets on Cambridge Street. He had met with the Supt. of Streets and the Police Dept. Safety Officer at the site and they had both approved it. No one present was in favor of or opposed to this installation. Motion BAT, second DJR, unan. to grant the petition.
Member Reports	DJR reported that NMAC had met in the Town Offices last week and the Ex. Sec. had given them a tour of the building. He said all members were most impressed and thanked Mr. Thidemann for his excellent presentation. He also reported that they discussed the MDC's looking into taking water from the Merrimack River, which could amount to some 30 million gallons. He added that the MDC had looked at the Conn. River, but they had appointed members from that area to the Committee. So far no one from NMAC has been able to be appointed to the committee. PCH noted that other area towns may also need water from the Merrimack, especially those towns and cities downstream during the summer. Motion DJR, second BAT, unan. to send a letter to Senator Phil Shea supporting his legislation opposing use of the Merrimack by the MDC, and also letters to Sen. Amick and Rep. Freeman asking for their support of this legislation.
Independent Delivery Service	At 7:45 pm the Board met with representatives of the Independent Delivery Service. CAH read the letter the BOS had sent to them asking them to attend the meeting to discuss residents who do not want it still receiving these flyers. Allen Salem, in charge of operations for the service, said his company does not want to deliver to people who do not want it, and they have about 300 names out of 10,000 homes in Town. They have only received 5 letters of complaint from the BOS in the past year. The last delivery in question, 10 Essex Place, was made by a substitute driver, and he feels his company does a creditable job in this area. PCH noted that he still sees their drivers on the wrong side of the road delivering to mailboxes, and Mr. Salem said he would warn all drivers to discontinue this dangerous practice. DJR suggested that once a year the company could attach a postcard to the flyer, asking people who do not want the delivery to return the cards, and Mr. Salem said they would consider this.

DJR reported that the Sewer Commission is holding a Public Hearing on Thursday, March 29, at 7:00 pm and moved that the BOS send a letter of support. Motion seconded by BAT, approved unanimously.

Member
Reports

The Ex. Sec. reported that he will be requesting an Executive Session for the purpose of discussing strategy with regards to collective bargaining.

Ex. Sec.
Report

Articles to be placed on the Warrant were discussed. Art. 17, new sander for the Highway Dept. motion PCH, second DJR, not to support placing on the warrant, but to look into getting a hire sander and operator, with the money to come from the Snow & Ice Account. CAH noted that they need at least one sander that will spread sand in front of the back wheels, and PCH said he thinks some of the present sanders can be modified to do this. The vote not to put the article on the warrant was 3 in favor, 1 opposed (CAH).

Unfinished
Business

At 8:00 pm Town Moderator Dennis McHugh took over the chair and called the meeting of the Nashoba Valley Technical High School District Appointing Committee to Order. In addition to the BOS, all School Committee members - Poulten, Cleven, Olsson, Brough and Gavriel - were present. It was discussed that some School Committee members had not received letters and background material on the 3 candidates. Motion BAT, second SAM Poulten, to put the following 3 names in nomination: for 3 year term, Randolph Brumagim, 301 Westford St.; for 1-year term, Statos Dukakis, and for alternate, Thomas Carey, Brick Kiln Road. The vote was unanimous for Brumagim for the 3 year term. Vote was unanimous for Dukakis for 1 year term. Vote was unanimous for Carey for 3-year term as alternate. Mr. McHugh closed the meeting at 8:10 p.m.

Nashoba Tech
School Comm.
Appointments

Mr. Poulten then asked if the two Boards could discuss the problems with snowplowing of the sidewalks. Mr. Olsson said there were particular problems at the Westlands School on Dalton Road with the last storm, and the day after the storm the sidewalks were not plowed and young children were walking in the street. He said it is dangerous to other residents as well as the children, and that the School Committee has 2 options - either bus the children or close that building on that day and lose state aid. Either alternative will cost money. They requested that the Westlands School be put on the top of the priority list for snowplowing sidewalks. PCH stated that the BOS was not satisfied with the plowing done after the last storm, and they are talking about back-up plans and alternatives, which may include contracting out sidewalks for plowing. The School Committee said they will vote for any solution that puts the safety of the children first.

Sidewalk
Snowplowing

Reps. from the Chelmsford Youth Soccer Association were present requesting a 1-day All Alcoholic license for a fundraiser in the Town Offices Gym on May 11th from 7:00 pm to 1:00 am Motion BAT, second DJR, to issue the license. Vote was 3 in favor, 1 abstention (PCH).

1-day All
Alc. License
Soccer Assoc.

The Board then met with Walter Hedlund and the Town Celebrations Committee to talk about the 4th of July celebration. He told the Board that all the Colonial Minutemen resigned and that the Lions Club will take over the booth area, following BOS guidelines. Since this is a new project for the Lions Club, they may come back to the BOS for assistance. Tuesday, July 3, will be the Art Festival, Band Concert and Country Fair, as well as Patchwork Theatre performances, and Wednesday, the 4th, there will be the flag-raising, the Jaycee's Road Race, the Country Fair from 8 am - 3 pm, and the 1802 Schoolhouse and the Byam House will be open. As far as the Parade, Mr. Hedlund said he has heard nothing from the Elks about it until this morning, and he believes that they have no bands committed to date. Motion BAT, second DJR, unan. to invite reps. from the Elks to the April 17 meeting to determine the status of their participation in the 4th celebration.

Town Celebra-
tions re 4th
of July

Town Celebrations cont'd

Motion DJR, second BAT, unan. to send a letter to the Colonial Minutemen thanking them for their past 15 years of service. Mr. Hedlund commented that the Minutemen are taking down the electrical pole on the Common because it is rotting and the Lions Club can't afford to replace it. They will be asking for the BOS for funding to get the pole into shape by June 15, and he will check into the cost. DJR mentioned that they should get the requirements of the Holiday Decorations Committee and do the project all at once.

Warrant Articles

The Board then discussed the rest of the Warrant articles. Art. 24 - Demolition of North School for \$30,000. Ruth Delaney, CH Housing Authority, said that they will probably need the building razed. Motion DJR, second PCH, unan. to place this article on the Warrant.

Art. 28 - Hazardous Waste Collection Day. John Emerson explained that the Board of Health wants this for a residential, not commercial, disposal day, that the waste will not be collected curbside but taken to a central location where trained personnel will test and package the products for removal. They would try this at least once to see what type of response it will generate. Motion PCH, second BAT, unan. to place on Warrant.

Art. 44 - Adult Entertainment Regulations - the Ex. Sec. said that the purpose of this article would be to legislate out, rather than encourage, adult entertainment and is based on the Stoughton by-law. Without this, adult bookstores or movie stores could move into any commercially zoned area in Town. Areas that could be included in the article as Town-owned property will be the landfill, Old Town Hall, High School, Police Station and East Fire Station. Motion PCH, second DJR, unan. to include these locations in the article, and then amend downwards, if necessary.

Art. 50 - Conservation Commission article to acquire land on Canal Street, which is basically wetlands but valued at \$25,000 for 33 acres. Motion BAT, second PCH, unan. to put on warrant, with recommendation to be made at Town Meeting.

New Business

Under New Business motion BAT, second DJR, unan. to request the Director of the Boy Scouts at the East School to attend the next meeting to discuss conditions at the facility.

CAH Remarks to BOS

Mr. Harvey said this is his last meeting before the Town Elections, that he hopes to be elected to serve another 3 years, thanked Board members for the courtesy and cooperation, thanked the girls in the office and Mr. Thidemann for his good advice. PCH thanked Mr. Harvey for his 3 years service, as did DJR, and BAT presented him with a gavel and thanks from the Board.

Adjourn to Ex. Sess.

At 9:05 p.m. motion BAT, second DJR, to adjourn to Executive Session to discuss strategy with regard to collective bargaining. Roll Call Vote was as follows: BAT-Aye; DJR-Aye; PCH-Aye; CAH-Aye. Mr. Harvey announced that the Board would not be returning to open meeting.

For the Board of Selectmen, by

Judith E. Carter

Re-organizational meeting of the Board of Selectmen held Monday, April 9, 1984. Members present were: Bonita A. Towle, Dennis J. Ready, Paul C. Hart and newly elected members John P. Emerson, Jr. and Roger A. Blomgren. Norman E. Thidemann, Executive Secretary, was also present.

Vice Chairman Towle called the meeting to order at 7:30 p.m.

Motion PCH, second DJR, unanimous to elect Miss Towle as Chairman of the Board for the coming year.

Motion RAB, second PCH, unanimous, to elect Mr. Ready Vice Chairman.

Motion DJR, second PCH, unanimous, to elect John P. Emerson, Jr. Clerk.

Mr. Hart took the fifth seat and Mr. Blomgren the fourth seat.

When asked by the press, Miss Towle said she would like to be addressed as Chairman, rather than Chairperson. Mr. Ready congratulated Miss Towle for being the first female Chairman of the Board, and noted that she was also the first female Selectman and is the youngest member of the Board.

At 7:40 p.m. motion DJR, second PCH, to adjourn to Executive Session for the purpose of discussing strategy with regards to collective bargaining. Roll Call vote was as follows: DJR-Aye; JPE-Aye; RAB-Aye; PCH-Aye; BAT-Aye.

The Chairman announced that the Board would not be returning to open meeting and there would be no statements following the Executive Session.

For the Board of Selectmen, by

Judith E. Carter

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Re-organizational Meeting

April 9, 1984

Adjourn to

Executive
Session

JOINT MEETING OF FINANCE COMMITTEE, SCHOOL COMMITTEE
AND CHELMSFORD BOARD OF SELECTMEN

Joint Meeting

A joint meeting of the Finance Committee, the School Committee and the Board of Selectmen was scheduled for Thursday, April 12, 1984 at 7:30 p.m. and the meeting was held in Room #111 of the Town Offices, 50 Billerica Road in Chelmsford.

Members Present

Finance Committee: David J. McLachlan, Liz Marshall, Jim Decker, Martin Ames, Dwight Hayward and Cheryl Boss. School Committee: Nicholas Gavriel, Carol C. Cleven, Carl Olsson, James Brough, Ms. Dot Woodhams and Dr. William Mullin. Board of Selectmen: Bonita Towle, Dennis J. Ready, John P. Emerson, Jr., Roger Blomgren and Executive Secretary to Board of Selectmen, Norman E. Thidemann.

Meeting Called to Order

A quorum was not present from the School Committee at 7:30 p.m. and the meeting was delayed until Alan Bradshaw could attend.

Meeting called to order by Bonita A. Towle, Chairman, Board of Selectmen at 8:05 p.m. The meeting was called to discuss the Budget for the School Committee with the Finance Committee and the Board of Selectmen. Alan Bradshaw explained that the School Committee had presented a Budget to the Finance Committee of \$16,713,707. At that time the Finance Committee supported a School Committee Budget of \$16,484,943, and that figure, the School Department feels is still inadequate to fund the School Department Programs. Mr. Bradshaw said that it is not the intention of the School Department to get "X" number of dollars at the expense of any other Department - he said that the bone of contention seems to be piece of the pie, what is the pie, how big is it and what kind of revenue is there.

Miss Woodhams explained that the School Department has become aware that some school building projects are reimbursable and they are expecting to receive something in the vicinity of \$400,000. A check in the amount of \$60,000 is presently being processed and Alan Bradshaw feels that the remainder of the money will be coming in. Dot Woodhams explained the percent to be reimbursed and the percent of the interest due the Town. She said that anything in the regular School Department Budget for Capital Improvement is not reimbursable - if Capital Improvements are completed by floating a Bond, this is reimbursable at 59% of the cost. Martin Ames wanted to know how much of the cost which is now considered line operations can be re-categorized Capital, and if previous years could be reimbursed. Miss Woodhams will look into this.

Norman Thidemann prepared a Revenue Forecast and explained all of the figures. Norman was asked if he had any idea what 1986 would look like and he said the growth number is "iffy" and there are Warrant Articles that could change this since they could put a damper on industrial growth.

At this time the Finance Committee supported a Budget for the School Department of \$16,484,943; the School Committee was asking for \$16,713,707 and the Board of Selectmen indicated supporting a School Department Budget of \$16,588,000. Dave McLachlan indicated that he was uncomfortable committing the reimbursable funds, after Dennis Ready asked if the School Committee and the Finance Committee would support a School Committee Budget of \$16,588,000 and at a Special Town Meeting in October, if the expected reimbursable funds come in, the Board of Sel. and the FinCom allow the School Committee to go to \$16,713,707. Carol Cleven asked if the FinCom would be likely to support a larger Capital Budget since the

Joint Meeting of Finance Committee, School
Committee and Chelmsford Board of Selectmen
Page Two

School Committee has learned that it is reimbursable. Several FinCom members indicated they would and the School Committee was asked to respond to this. Martin Ames asked if the FinCom voted on a Budget for the School Department of \$16,588,000 could the School Committee vote on a figure and an adjournment was suggested for 10 minutes at 9:30 p.m.

At 9:50 p.m. the BOS Vice Chairman Dennis J. Ready called the meeting into session. BOS Chairman Bonita Towle had left the meeting. The Finance Committee reported that they were prepared to recommend at Town Meeting a budget for the School Committee of \$16,588,000 less \$2,500 which has been included in two places in the School Budget, or \$16,585,721. The School Committee reported that they would stand on their request of \$16,713,707 stating that anything short of this figure would compromise the educational program. The Board of Selectmen indicated that they would support a \$16,585,721 school budget at Town Meeting with the balance to be funded in the Fall if the Capital Improvement reimbursements are returned to the Town.

Meeting adjourned again at 10:20 p.m. to give the School Committee an opportunity to caucus.

The Board of Selectman Vice Chairman, Dennis J. Ready called the meeting into session at 10:45 p.m.

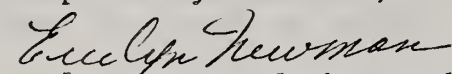
The Board of Selectmen and the School Committee agreed on a School Department Budget of \$16,585,721 and the Board of Selectmen have agreed to support an Article at a Special Town Meeting in the Fall to fund the balance requested by the School Department if the capital improvement reimbursable funds are returned to the Town.

The Finance Committee agreed to support a School Committee Budget of \$16,585,721 with no conditions.

At this time, Alan Bradshaw indicated that he had heard for the first time that School Department Warrant Articles had been cut and asked the Finance Committee if they would re-consider these Articles. The Finance Committee requested something in writing from the School Committee to be discussed at a future Finance Committee meeting.

There being no further discussion, the Chairman adjourned the meeting at 10:50 p.m.

Respectfully submitted,


Evelyn Newman, Clerk, Board of Selectmen

Regular meeting of the Board of Selectmen held Tuesday, April 17, 1984. Members present were: Miss Towle, Mr. Ready, Mr. Emerson, Mr. Blomgren and Mr. Hart. Norman E. Thidemann, Executive Secretary, was also present.

At 7:10 pm Bob Kelly, Chelmsford Men's Softball League, was present to request a 1-day Beer and Wine Permit for the League's opening day on April 29, at Southwell Field. They have done this for the past three years. Motion DJR, second JPE, unan. to grant this license.

At 7:15 pm the Board met with the Chelmsford Elks re the 4th of July. John Hanlon spoke for the Elks, telling the Board that they will definitely be sponsoring the parade, that there are several bands and marching units now under contract, and the information that there would be no parade was an internal problem with the Elks, and a communication gap with the Community. The Board then recessed until 7:30 pm.

Chairman Towle opened the meeting at 7:30 p.m.

Motion DJR, second JPE, unan. to issue a Proclamation "We Have Had It", with regards to auto insurance rates.

Motion DJR, second JPE, unan. to proclaim the week of April 23 - April 27 as Youth Government Week in the Town.

Motion DJR, second JPE, unan. to approve the minutes of the meetings of March 26 and April 9, both Regular and Executive Sessions.

Dr. Paul Canniff and coach Mike Taranto were present with members of the CHA Bantom A Hockey Team, who presented the Board with a trophy they had won for winning first place in the Wilmington Youth Hockey League and the Middlesex Youth Hockey League. The trophy will be displayed in Town for a year. Board members congratulated the team and coaches, and thanked them for the trophy. Motion DJR, second JPE, unan. to have the Ex. Sec. find a space to display the trophy in the Town Offices.

Regular
Meeting
April 17, 1984

1-day Beer &
Wine License

Meeting with
Elks re 4th of
July Parade

Proclamations

26 Approval of
Minutes

Bantom Hockey
Trophy Presenta-
tion

Mass. Electric Petition Withdrawn	Chairman Towle announced that Massachusetts Electric Company has withdrawn their petition on Acton Road because the wires are going to be aboveground rather than underground, as petitioned.
IDFA Bond Approved	Attorney Richard Drury was present to request the Board to approve the IDFA bond for Joseph and Mary Balboni, Trustees of B & L Realty Trust for expansion of their business at 11 Alpha Road. BAT read a letter from Gerald. Wallace, CH of the Industrial Development Financing Authority stating that they have approved the bond. Motion DJR, second JPE, unan. to approve the bond and sign the Vote of the Board of Selectmen Approving Industrial Development Facilities Project, the Estimated Cost and the Financing Thereof.
Reports	Under Reports, DJR reported that the Sewer Commission will be coming to Town Meeting looking for funding, and there will be a Sewer Commission Public Hearing on Cable TV Channel 43 on Wednesday, April 25. The Ex. Sec. reported on the Route 129 traffic project, and said that the companies in this area will pay 100% of the engineering costs to Vanasse Hagan, The BOS can apply for state funds for construction of the project. He also reported that Vanasse Hagan and NMAC will make a presentation to the Board before filing the application for funding.
March of Dimes WalkAmerica	Ms. Theresa Campbell was present to inform the Board about the March of Dimes WalkAmerica, which is a source of funding for the Merrimack Valley Chapter, for the prevention of birth defects. She showed a film about the walk, and asked for the support of the Board and the Townpeople in this venture.
Public Hrg. - Taxi Rules and Regulations	At 8:00 PM a Public Hearing was held on proposed Taxi Rules and Regulations. The Ex. Sec. said this has come about as the result of several applications for taxi permits, and the old rules date back to 1969. These have been updated and circulated to the various applicants, asking for both oral and written comments. Roy Chaisson, an applicant, asked when comments were due, and the Ex. Sec. said it would be at least 2 weeks before the BOS would vote on the new Rules. There were no comments from the BOS or the public, and the Chairman asked for any written comments to be forwarded to the office. At 8:05 pm motion DJR, second JPE, unan. to close the hearing.
Reports	The Ex. Sec. reported that there are 2 vacancies on the Memorial Day Committee, 7 on the Conservation Commission, which will be considered on April 23, and one on the I.D.F.A., which he asked the press to publicize. He also reported that he will be requesting a brief Executive Session at the end of the meeting to discuss Collective Bargaining, and that he is scheduling a Work Session for Monday, April 23, to go over the Warrant Articles.
Unfinished Business	Under Unfinished Business, the Board appointed the Rent Control Board. Each member put one name into nomination: DJR - Cheryl Warshafsky, 15 Marion St.; JPE - Bernard J. Ready, 33 Clover Hill Drive; RAB - John T. Warren, 3 Sylvan Ave.; PCH - Robert Sweet, 12 Highland Ave.; and BAT - John Rourke, 40 Westland Avenue. Motion DJR, second JPE, unan. to appoint the 5 nominees to the Rent Control Board. Motion DJR, second JPE, unan. to approve the appointment of Charles J. Lynch, 8 Joy Street, as Deputy Constable, as recommended by Constable William Spence. Motion DJR, second JPE, unan. to appoint Laura Lavoie, 56 Warren Avenue, to the Auxiliary Police Department.

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him at Fort Devens, the Army said he was "not aggressive enough". Ms. Jullian Myer, Lowell, said she had lived next door to the Morgans and their children had tormented her pony. She went to the Davis home for the first time today and the dog was friendly. John Sech, 12 Charlemont Court, said that Mrs. Fortin's dog had attacked his blind wife and her husband has tried to run him down with his car. Roy Cox, 8 River Road, Lowell, Mrs. Davis' brother, said that she has called him several times because people have been in her yard tormenting her dog. Mrs. Davis added that Mr. Morgan has teased her dog on several occasions and he had told her that he has influence in Town. Attorney Shanahan said that obviously the emotions of the neighborhood are very inflamed over this issue, and there are really 3 issues at stake involving the dog - vicious disposition, excessive barking and violation of the leash law. DJR stated that he has had many phone calls on this matter, and moved that the Board order the dog removed from Town immediately, seconded by PCH. The vote was unanimous to have the dog removed. Chairman Towle told the Davises they have 10 days to appeal the Board's decision. Mrs. Davis said that she has contacted Lackland Air Force Base about taking the dog, and should hear within 2 weeks. DJR then moved to have the dog put in the pound immediately, seconded by PCH, unanimous.

Public Hearing
Liquor Lic.
Stony Brook
Tavern

At 9:25 pm the Board held a Public Hearing on the application of Stony Brook Tavern Inc. for an All Alcoholic License at the property to be known as The Mill, on Princeton Street. Mr. Hart left the meeting and said he would not be voting on this matter. Attorney Joseph B. Shanahan, Jr. represented James W. McClutchy, 14 Northview Avenue, prospective owner of Stony Brook Tavern. He told the Board that Braeburn Development Corp. will renovate and add to the Gilet Mill site. He presented Return Receipt cards from 43 out of 45 abutters, and a vote of the corporation granting permission for Mr. McClutchy to apply for the license. Mr. Shanahan said they are planning adaptive re-use of the 10.7 acre site. He showed plans for the restaurant, and said that they have a variance from the Board of Appeals for a 125 seat restaurant. They had applied for an additional variance to expand the seating to 350 - 400, and add function rooms, but the Board of Appeals was concerned about traffic. Since the restaurant will be the focal point of the complex, they need the liquor license as an anchor to bring in good clients. He said the Police Chief has approved the traffic plan if more engineering is done. JPE commented that the area residents and businessmen like the plan and feel that The Mill would be beneficial, and that a package treatment plan on site would benefit the clean-up of pollution. RAB said he is concerned about traffic, not only from the Mill but from the new condos, proposed Nashua Mall, Southwell Field expansion, etc. Mr. Shanahan said that traffic will be studied further before they present the Site Plan to the Planning Board. No one present spoke in favor of or opposition to the application. Motion DJR, second JPE, unan. (PCH not voting) to take the plan under advisement and schedule a viewing of the site with the Braeburn engineer and Chairman of the Conservation Commission. Mr. Shanahan added that his client has offered to pay for an engineering survey to be done by an engineer chosen by the Planning Board.

Press Questions

When asked by the press, each member gave some background on the person whose name he had proposed for the Rent Control Board.

Adjourn to
Ex. Sess.

At 10:10 pm, motion DJR, second JPE, to adjourn to Executive Session for the purpose of discussing strategy with regard to collective bargaining. Roll Call Vote was as follows: DJR-Aye; JPE-Aye; RAB-Aye and BAT-Aye. The Chairman announced that the Board would not be returning to open session and there would be no announcement that there would be no statements.

For the Board of Selectmen, by

Judith E. Canty

Motion DJR, second JPE, unan. to waive the streetlight moratorium to vote on the Safety Officer's recommendation. Motion DJR, second JPE, unan. to request Mass. Electric to install a streetlight on Pole #100 on Mill Road at the intersection of Elizabeth Drive.

Under New Business, BAT asked the Ex. Sec. to work with the Park Supt. and Supt. of Streets to determine who will take care of the small squares and parks in Town. Motion DJR, second JPE, unan. to do so. New Business

Motion DJR, second JPE, unan. to request the Tree Warden to check into two trees downed in the recent storm that are blocking Town roadways: at 261 Billerica Road and near the East Chelmsford Water Station.

PCH requested that the Highway Dept. be asked to fix the lawn damaged by plows at 19 Fenwick Drive.

The Ex. Sec. reported that he and the Highway Dept. have been working on plans to remove damaged trees and brush from the recent storm - the Town landfill will be opened on Saturdays April 14, 21 and 28, and a Highway truck will make curbside pickups of branches and brush. Details of this will be advertised in the local newspapers.

DJR noted that there are 2 openings on the Capital Planning Committee for Town citizens, and asked the press to publicize this.

At 8:15 pm Chairman Towle opened a formal Dog Hearing against a dog owned by Ernest and Alice Davis, 6 Charlemont Court. The Board called the hearing after receiving a petition requesting a hearing signed by 39 residents of the area. BAT had all persons who would give testimony sworn in. Dog Officer Neal Stanley gave his report - that the Davis dog bit a boy, requiring stitches, on February 26 he was informed by the Police. He called Mrs. Davis, to tell her that the dog must be quarantined for 10 days. He said he had received one complaint from Mrs. Eugene Doody on January 11, asking him to have the Davises keep their dog restrained. The Dog Officer said that the dog is a watchdog, will bark if anyone goes in the yard, and that he has found no other record of reported bites. Public Dog
Hearing - Davis
Dog

Attorney Joseph B. Shanahan, Jr. was present, stating that he represented 6 of the petitioners: Steven and Jill Donahue, 5 Castlewood Drive; Frances Doody, 35 Charlemont Court; Florence Fortin, 17 Charlemont Court; John and Diane Morgan, 7 Charlemont Court; True Gauvin, 27 Charlemont Court; and Richard and Lynn Mulrooney, 5 Charlemont Court. He stated that his clients have had a longstanding problem with the German Shepard dog owned by the Davises - that the dog is often unrestrained, dangerous, and an excessive barker. They have called this hearing as a last resort, that they have not reported the dog previously to maintain neighborhood rapport, but that they now want the dog removed from the neighborhood immediately. Mr. Shanahan then read statements from the following into the record: Mrs. Frances Doody (Exhibit A attached); Mrs. Florence Fortin (Exhibit B attached); John M. Smith, 22 Ames St., Lowell (Exhibit C attached); Mr. and Mrs. Donahue (Exhibit D attached); Mrs. True Gauvin (Exhibit E attached); Mr. and Mrs. Morgan, (Exhibit F attached); Mr. and Mrs. Mulrooney (Exhibit G attached); May Morgan, 219 Smith Street Lowell (Exhibit H attached); and Mrs. Clare Silva, 22 Ames St., Lowell (Exhibit I attached). Mr. Shanahan added that Mass. Gen. Laws Ch. 140, Sec. 157 gives the Board of Selectmen power to have the dog restrained or destroyed, and he is suggesting that it be removed from the neighborhood. Mrs. Davis stated that they have owned the dog for 4½ years, that Steven Donahue had been sent from the yard 3 times that day for hitting at the dog before he was bitten, that the dog Sabre has never been unchained, that the neighbors have teased and tormented the dog, and that she has received letters and phone calls. She has tried to have the dog accepted into the Army, but after testing

A Work Session of the Board of Selectmen was held on Monday, April 23, 1984. Members present were: Miss Towle, Mr. Ready, Mr. Emerson, Mr. Blomgren and Mr. Hart. Norman Thidemann, Executive Secretary, was also present. Chairman Towle called the meeting to order at 7:00 p.m.

Motion, DJR. Second, John P. Emerson, unan. to proclaim the week of April 22nd through April 29th, 1984 as National Dance Week in Chelmsford.

Proclamation

The Exec. Secretary stated that some time ago the BOS asked him to work with Barry Pearson of the Chamber of Commerce and the developers of Route 129 also known as Billerica Road to take a look at traffic problems. Also, he said that the Planning Board had contacted the Northern Middlesex Area Commission and as part of their work program, they had done a study of Route 129. A presentation was made before the Planning Board about a month and a half ago and the main purpose of tonight's meeting was to bring Barry Pearson and people from the NMAC to talk about funding of the study as well as Ed Hollingshead of the NMAC and he will make his presentation of Route 129 and also a presentation of Route 3.

Route 129
Update
and
Route 3 Update

Miss Dubner of the NMAC made the presentation of aerial slides of Route 3 stating that since 1977 Route 3 has been one of the major issues that the NMAC has dealt with. Several slides were shown of the traffic and the development along Route 3 to Route 128. Miss Dubner stated that the NMAC expects to finish their studies, final phase, some time in June and then to request the Towns involved to appoint one or two people to act as a Citizen Advisory Committee and they will be looking for final recommendations from the Committee. She said that the State wants time to look into every possibility, short of widening the road - that they are looking at all of the alternatives.

Ed Hollingshead presented the Route 129 Traffic Study. The Study area involved was Route 129 between Route 3 and Turnpike Road. He indicated that prime problem areas were on Route 129 and the major exits, and indicated that these areas will not be able to provide an acceptable level of transportation service during peak traffic periods. Transportation Systems Management Alternatives were suggested, such as promoting a ridesharing program and adjust work schedules - staggered hours and four day workweeks. A traffic officer during peak periods was suggested at several locations and widening of Route 129 from Mill Road to a location just before Progress Avenue. Traffic signals have also been recommended at five locations. Route 129, Golden Cove Road and Turnpike Road has been recommended for reconstruction as a regular four-way intersection. Sel. Ready said that he was concerned with the layouts, as presented, since Turnpike Road splits in front of the insurance company at the present time and what is being recommended is to turn this into one way. Also, Sel. Ready said the road widening at this intersection would be hampered because of the historical houses located here. He also pointed out that the roads do not all come together, as shown. Sel. Ready indicated that he would have preferred a presentation of the draft Study to give the Selectmen a chance to offer their input. Sel. Hart was concerned with the Route 129 Traffic Study, as presented, because it did not include Route 129 at the Center and said this is the worst intersection that we have. Sel. Hart said that if we are moving traffic smoothly to the Center and then back it up at the Center, it does not help.

Cost summaries were offered for all stages for a total cost of \$625,000

to \$750,000 plus approx. \$50,000 per year for traffic officers until signals are installed. The recommendation was made that Chelmsford work with the Route 129 Traffic Committee to form a public/private sector financial partnership to fund engineering costs which would range from \$90,000 to \$112,500. Funding sources to finance cost of highway improvements recommended in the study were discussed and the recommendation was made for the Town to apply under the Public Works Economic Development Program. Both Sel. Hart and Sel. Ready would like to include Route 129 at the Center in the Study and Sel Hart stated that he does not think the Town should look at one without the other.

Motion, DJR, Sec. John Emerson, Jr., unan. to incorporate Route 129 to the Center in this study.

Student Govern- ment Day

Chelmsford High School Students who were elected to the Board of Selectmen's office attended this meeting and were introduced: Kathy Clancy, Paul Arenstam, Tricia Foley, Maureen Regan and Julie Burns. BOS members offered congratulations on the elections.

Adjourn to Ex. Session to discuss strategy re: Litigation

At 8:40 p.m. motion, DJR, Sec. JPE, to adjourn to Executive Session to discuss strategy with regard to litigation. Roll Call Vote was as follows: DJR-Aye; JPE-Aye; RAB-Aye; PCH-Aye; BAT-Aye.

Return to Open Meeting 9:15 p.m.

Motion, DJR. Second, PCH, unan. to rescind Rent Control Board per advice of Counsel.

Rent Control Board

Work Session Warrant Articles

The BOS reviewed all of the Articles for the Annual Town Meeting and each Article was assigned to one of the Selectmen. Norman Thidemann will get description of parcel locations regarding Article 42 from Town Counsel.

Sel. Ready commented on the increases in the Warrant for the Board of Health stating that the Board of Health is an autonomous department and he feels that the Salary level of the Chelmsford Board of Health is below that of Health Departments in surrounding Towns. Motion, DJR, Sec. PCH, that the Board of Selectmen support the increase shown for the Chelmsford Board of Health. Voting in favor: BAT, DJR, RAB AND PCH. John P. Emerson, Jr. abstained from voting.

Unfinished Business

The Mill/Stony Brook Tavern Liq. License

Sel. Ready stated that on April 20, 1984 he met with Norman E. Thidemann, Roger A. Blomgren, Engineers and Attorney for Stony Brook Tavern, as well as Sam Organ from the Board of Appeals and James McBride of the Conservation Commission and toured the property and looked at entrance ways.

Motion, DJR Second, JPE, unan. to approve the Mill/Stony Brook Tavern Liquor License as applied for with the following stipulations: (1) That ownership of the property occur within 90 days, (2) that they receive an occupancy permit (3) that widening of the road occur under the CDAG Grant (4) that ingress be the northern limit of the property (5) that Planning Board approve traffic plan and (6) that we receive approval from the Police Department Safety Officer.

New Business

Motion, RAB, Second John Emerson, Jr. unan. that all Board members be given

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information that requires thought and digestion five business days prior to presentation.

Motion, RAB, Sec. JPE, Unan. for the Board of Selectmen to formulate a Charter Study Committee consisting of representatives of the School Committee, League of Women Voters, the Community, and the Board of Selectmen to increase the focus and present a method, short and long term, that would lead the BOS to the next form of government within the Town.

Motion, DJR, Second, JPE, unan. to adjourn the Work Session at 10:00 p.m.

Adjournment

For the Board of Selectmen,

Evelyn L. Newman

THE HISTORY OF THE UNITED STATES

OF THE UNITED STATES OF AMERICA
FROM THE FIRST SETTLEMENTS TO THE PRESENT TIME
BY J. W. FULTON

THE HISTORY OF THE UNITED STATES
OF AMERICA
FROM THE FIRST SETTLEMENTS TO THE PRESENT TIME
BY J. W. FULTON

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THE HISTORY OF THE UNITED STATES
OF AMERICA
FROM THE FIRST SETTLEMENTS TO THE PRESENT TIME
BY J. W. FULTON

Minutes of April 26, 1984

A meeting was called to order at the Chelmsford High School Television Studio at 10:10 PM, those in attendance were:

Norman Thidemann, Executive
Secretary

Dennis Ready, Selectmen
John Emerson, Selectmen

Roger Blomgren, Selectman

A motion was made by Mr. Emerson to call a special town meeting at 8:00 on May 14, 1984, Mr. Blomgren seconded it, with all members in favor.

A motion was made by Mr. Emerson to transfer money from one account into another to cover interest charges for late tax bill. Mr. Blomgren seconded this, with all members in favor.

A motion was made by Mr. Emerson to transfer a sum of money to pay for police and fire medical bill. Mr. Blomgren seconded this motion with all members in favor.

A motion was made by Mr. Emerson to establish a Capital Planning Committee, Mr. Blomgren seconded this with all member in favor.

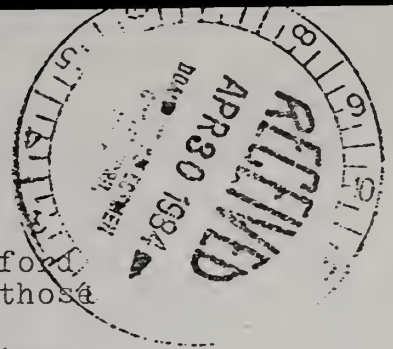
Mr. Emerson made a motion to amend town bylaws to establish a spring town meeting for financial and business, and a fall town meeting for zoning and other related matters. This was seconded by Mr. Blomgren with all members in favor.

Mr. Emerson made a motion to amend the general bylaw which would prevent departments from anticipating funding in the annual budget process for salary increases not under formal agreement. Mr. Blomgren seconded this with all in favor.

Mr. Emerson made a motion to grant Cable 43 a one day liquor license and waive the fee, Mr. Blomgren seconded this with all members in favor.

The meeting adjourned at 10:20 P.M.

Elizabeth Kopuck



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Regular meeting of the Board of Selectmen held Monday, April 30, 1984 at McCarthy Junior High School. Members present were: Miss Towle, Mr. Ready, Mr. Emerson and Mr. Blongren. Executive Secretary Norman E. Thidemann was also present. The meeting commenced at 7:00 p.m. Chairman Towle called the meeting to order, noting that Mr. Hart would not be present due to illness. It was agreed that the BOS will ask the Moderator to Hold on appointing a Varney Playground Commissioner until the Town Meeting on May 7th.

BOS Meeting
April 30, 1984

Members Present

RAB requested that as a matter of policy Board members be provided with background information on any applicant for an appointed position prior to the person's appointment by the Board.

Motion DJR, second JPE, unan. to proclaim May 12 as Pop Warner Day in Chelmsford. Pop Warner Day

Motion DJR, second JPE, unan. to appoint Donald House, 212 Main Street, and Elmer Crowell, 345 North Road, members of Am. Legion Post 313, to the Memorial Day Committee to replace two members from that post who have resigned. Unfinished Business

DJR requested a Personal Hold on the appointment to the Conservation Commission.

Motion DJR, second JPE. unan. to appoint Bradford O. Emerson, 30 Dalton Road, to fill the vacancy on the Industrial Development Financing Authority for a 5-year term.

Motion DJR, second JPE, unan. to Hold on appointments to the Capital Planning Committee until after the Special Town Meeting on May 14th.

Re-appointment of the Rent Control Board was on the agenda, but the Ex. Sec. told the Board that Town Counsel has advised the Board to not re-appoint this Board until after the injunction runs out at 5:00 p.m. Wednesday.

Motion DJR, second JPE, unan. to post a meeting of the Board for Thursday, May 3, at 8:00 p.m. to appoint the Rent Control Board. Meeting to be held at 7 Albina Street, Miss Towle's home.

Motion DJR, second JPE, unan. to grant a 1-day Beer & Wine License for the University of Lowell's Greek Day, to be held at Camp Paul on May 5 from 11 am to 8 pm.

188
Unfinished
Business

Ex. Sec. Report

Motion DJR, second JPE, unan. to approve a 1-day Beer & Wine License for Adams House Associates at the Old Town Hall on May 5 from 7 pm - 10 pm.

The Ex. Sec. requested the Board's approval to submit an application to Mitre Corp. for a Health Care grant, which would enable the Town to do a small-scale study to evaluate the current ambulance service. Mitre would supply the funding, (app. \$10,000) and the Town would hire the consulting firm to do the actual study.

Motion DJR, second JPE, unan. to authorize this application to be submitted.

Adjournment

At 7:10 p.m. motion DJR, second RAB, unan. to adjourn the meeting.

For the Board of Selectmen, by

Judith E. Carlaw

May 7, 1994 in Room 108

Meeting
May 7, 1984

Regular meeting of the Board of Selectmen held Monday, May 7, 1984 in Room 108 at McCarthy Junior High School. Members present were: Miss Towle, Mr. Ready, Mr. Emerson, Mr. Blomgren and Mr. Hart. Miss Towle called the meeting to order at 7:05 p.m.

Proclamation

Motion DJR, second JPE. unan. to proclaim May 26 as Lena Petren Day in the Town. Ms. Petren will celebrate her 100th Birthday on May 26.

Unfinished
Business
Appointment
Consv. Comm.

Under Unfinished Business, an appointment was made to the Conservation Commission. The following names were put into nomination: DJR - Karen Flynn; JPE - Donald Savage; and DJR - George Merrill. Vote was as follows: DJR- K. Flynn; JPE - K. Flynn; RAB- D. Savage; PCH - K. Flynn and BAT-K. Flynn.

Appointment
Special Police
Officers

Motion DJR, second JPE, unan. to appoint the list of Tyngsborough Police Officers submitted by Chelmsford Police Chief McKeon as Special Police Officers in the Town of Chelmsford.

Motion PCH, second DJR, unan. to send a letter to the Tyngsborough Board of Selectmen and Police Chief and Chief McKeon indicating that as of July 1, 1984 the Town can no longer allow the Town of Tyngsborough to use the Chelmsford Police Station as their lock-up for prisoners.

Atty. Shanahan
re Warrant
Articles
64 and 65

Attorney Joseph B. Shanahan, Jr. was present to address the Board on Warrant Articles 64 and 65. Article 64 was submitted by his clients to re-zone 96 acres of land in East Chelmsford to RM, but they now wish to have the article withdrawn. They are requesting that the BOS withdraw the article, but if they do not, his clients will not appear, and the substance of the article will be gone. Art. 65 is submitted by petition of his clients the Kisioleks, the Kaspers and the Galuses, 200 - 210 Billerica Road, to have their 16 acre parcel of land re-zoned to IA, since 11 acres of the land is now RB and 5 acres IA, and the residential portion is surrounded by IA land and the Pine Ridge Cemetery. The Planning Board is supporting this article. Motion DJR, second PCH, unan. to support this article.

P. Bienvenu -
Zoning By-law
Amendments

Paul Bienvenu was present to discuss the zoning articles submitted by petition by residents of the Ansie Road area. He told the Board that most of their proposed restrictions to be added to the by-laws would make any industrial development at all infeasible. He added that he feels several of the petitioners are quite new in town and do not see the overall effect that lack of any further industrial development would have on the Town. He also said that the Planning Board is considering a new Master Plan, and asked the Board to recommend against articles 67 - 72. Mr. Shanahan added that if these changes to the by-laws pass, the Board of Appeals will be meeting constantly, since they were not drafted with any legal or engineering help. Bldg. Insp.

Ronald Wetmore told the Board that as the Bldg. Insp. he would have to enforce all these by-laws, that some of their points are covered by the Planning Board by-law changes on the warrant, and that if these petition articles are passed, it would put planning into the hands of the Board of Appeals. Bldg. Insp. re Zoning By-laws

At 7:30 pm motion DJR, second JPE, unan. to adjourn the meeting.

For the Board of Selectmen, by

Judith E. Carter

Special meeting of the Board of Selectmen held Thursday, May 10, 1984 at 12 noon. Members present were: Miss Towle, Mr. Ready, Mr. Emerson and Mr. Hart. Mr. Blomgren joined the meeting at 12:20 p.m. Norman E. Thide-
mann, Executive Secretary, was also present. Miss Towle called the meeting
to order at 12:05 p.m.

Special Meeting
May 10, 1984

Motion PCH, second JPE, to adjourn to Executive Session to discuss strategy with regard to collective bargaining. Roll Call vote was as follows: DJR-
Aye; JPE-Aye; PCH-Aye; BAT-Aye.

Adjourn to Ex.
Session re Coll.
Bargaining

The Board returned to open meeting at 1:00 p.m.

Return to Open Mtg

Under Reports BAT said she is having an informal meeting with reps. of Appollo Computer Co. in order to set up a meeting with the Police Chief and Bldg. Insp. to determine what the problems are in that area.

Member Reports

DJR reported that he and JPE met with Vanasse/Hagen re the traffic study of Route 129 being done for Tambone and Atty. Carragher. They said they will address each and every problem raised.

Motion DJR, second JEP, unan. to send a letter of support to the Chamber of Commerce and Vanasse /Hagen to proceed with this project.

PCH stated that he understood that a letter had been sent to Bell & Flynn telling them that that Parkhurst Road must be properly fixed before they commence work on Dunstable Road, and that no work has been done on Parkhurst Road.

The Board voted that as a matter of policy all five BOS members must initial any action items in the Signature folder before any action can be taken.

PCH then went over the correspondence between the BOS, Bell & Flynn and the Highway Dept. re Parkhurst Road and Dunstable Road. BAT then read the minutes of the Executive Session of April 17, 1984 when the Board voted to let Bell & Flynn proceed with the work on Dunstable Road. Mr. Hart was not present at that session, and the minutes will be amended to reflect this. Motion PCH, second JPE, unan. to get Bell & Flynn over to fix Parkhurst Road immediately.

Unfinished
Business

Motion JPE, second PCH, unan. to lift the moratorium on streetlights to follow the Safety Officer's recommendation on Meadowbrook Road.

Motion JPE, second PCH, unan. to follow the recommendations of the Safety Officer re 94 Meadowbrook Road: 1. Install 1 4,000 lumen streetlight on LEL Pole #24 and 1 4,000 lumen light on MECO Pole #23; 2. Have the ever-green tree by LEL Pole trimmed so that maximum light will shine on the road; 3. Paint the I beams on the bridge with a flourescent paint to warn motorists.

At 1:30 p.m. motion JPE, second DJR, unan. to adjourn the meeting.

Adjournment

For the Board of Selectmen, by

Judith C. Carter

Regular
Meeting
May 14,
1984

Regular meeting of the Board of Selectmen held Monday, May 14, 1984 at McCarthy Junior High School. Members present were: Miss Towle, Mr. Ready, Mr. Emerson, and Mr. Blomgren. Mr. Hart was absent. Norman E. Thidemann, Executive Secretary, was also present. The Chairman called the meeting to order at 7:00 p.m.

Publ. Hrg.
Applica-
tion -
Courthouse
Expansion
of
Premises

At 7:05 p.m. a Public Hearing was held on the application of Courthouse, Inc. for a change in the description of the premises under their All Alcoholic Common Victualler's license. Attorney Joseph B. Shanahan, Jr. presented an affidavit of notification to abutters, stated that they have had this license since 1979 and there have been no adverse reports. They now want to expand an outdoor recreational area, with a running track, swimming pool, volleyball and basketball courts, mens' and ladies' restrooms and changing rooms, bar and cabana storage area, all to be enclosed by a chain link fence. There will be no access from the outside, only through the building. The hours for the license would hopefully remain the same but the outside bar will basically close at dusk and liquor returned to the building for storage. Minors would be present but not served. JPE requested a Personal Hold on the application. RAB asked if there had been a change in ownership of the facility, and Mr. Shanahan said that in June, 1973 Blair Finnegan and Ronald Loiselle bought out the shares owned by Arnold Katz and Henrick R. Johnson. No one present spoke in favor of or opposition to this application. BAT said she would like to vote on this on Thursday, May 17. A BOS meeting will be posted for that date.

Board
Member
Reports

Under Reports, RAB reported that he had attended a Selectmen's Forum last Sat. and found it very informative and productive. He noted that only about 100 of the 1200 Selectmen in the Commonwealth attended, and asked that other BOS members attend the next Forum with him.

BAT reported that she had met with the Police Chief, Building Inspector and reps. of Apollo Computer, that the meetings had been fruitful and helpful and they will continue these meetings.

DJR reported that he and JPE had met with Vanasse/Hangen re the Route 129 traffic study, that they will include the impact on the Center in their study, and that they hope to come before the Board with preliminary plans with 25% of the designs done by July 1st.

Unfinished
Business

Under Appointments, motion DJR, second JPE, unan. to appoint Ms. Marie DiRocco, 17 Marose Ave. as Clerk on the 8 am - 4 pm shift at the Police Dept. Police Chief Mr. Keon was present and stated that he had interviewed several applicants and she was most qualified, and that since Mrs. Nora Clifford is retiring June 1st, he needs to hire her as soon as possible.

New Busi-
ness

Under New Business, BAT reported that she had attended the Route 3 Cinema last Friday evening and they did not show the "No Parking at Mrs. Nelson's Candy House" trailer which is a stipulation of their license. Motion BAT, second DJR for discussion, that the Route 3 Cinema be closed on May 15 for one week. JPE reported that he had been there on a Sunday 2 weeks ago and there was no Police Officer on traffic duty. Vote on the motion to close the Cinema for 1 week and have the manager attend the June 4th meeting was 3 in favor, 1 abstention (RAB).

Ex. Sec.
Report

The Ex. Sec. reported that re the sandbank at the back of the Highway Garage on Richardson Road, part of it had been terraced last winter, that they are again removing sand and will be heading towards Ayottes' property next fall, 2 or 3 years earlier than expected. Wood chips will be put on the bank in the fall. JPE requested that they spread chips in the area towards Miner Avenue this summer.

Adjournment

It was agreed that the Day Care Proposal will be put on the agenda for the next meeting.

Motion DJR, second JPE. unan. to adjourn the meeting at 7:26 p.m.

For the Board of Selectmen. by

John E. Carter

Meeting of the Board of Selectmen held Thursday, May 17, 1984. Members present were: Miss Towle, Mr. Ready, Mr. Emerson, and Mr. Blomgren. Mr. Hart was absent. Norman E. Thidemann, Executive Secretary, was also present. Chairman Towle called the meeting to order at 7:00 p.m.

Meeting
May 17, 1984

The Board met with representatives of the Route 3 Cinema, represented by Attorney James Geary, who introduced owner Philip Scuderi and manager Michael Palermo. He said that they are present because of a letter sent to them by Town Counsel regarding the "trailer" indicating no parking in Mrs. Nelson's Candy House parking lot, allegedly was not shown a week ago. Mr. Geary said they had checked and the "trailer" was shown that particular day, but at the end of the film, not at the beginning. He referred to a letter to the Cinema from the Board dated January, 1982 stating that it could be shown either time. Mr. Geary also said that he has given the BOS office private phone numbers, and if they cannot reach Mr. Scuderi or Mr. Palermo. Mr. Geary himself should be called. He told the Board that it was a new projectionist who had shown the "trailer" at the end of the show, and more a management problem for the theatre than negligence. He also asked that a BOS member be appointed as a liaison person with the Cinema to iron out any such problems in the future. On the question of traffic control, JPE said that he had been there on a Sunday evening prior to a Monday holiday, there was no traffic officer on duty and the traffic problem was horrendous. Mr. Scuderi said that whether or not to have an officer on duty has been left up to the Police Chief, that there is generally one there only on Friday and Saturday evenings, but that he will request an officer be present on a Sunday evening prior to a Monday holiday. BAT commented that since 1982 there have been 8 complaints in the office re traffic, lack of "trailer", cleanliness, parking, etc. She offered to be the BOS liaison with the Cinema.

Route 3
Cinema

Motion JPE, second DJR, unan. to have the "trailer" shown at the beginning of each movie.

Motion DJR, second JPE, to rescind the Board's vote of Monday, May 14, 1984 to close the Cinema for one week. Vote was 3 in favor, 1 abstention (RAB).

On the Courthouse, Inc. application for a change in the description of the premises, DJR asked for a Personal Hold until the next regular meeting. Both DJR and RAB said they would like to consider placing restrictions on the hours of operation of this outside area.

Courthouse, Inc.
Change in Liquor
License

On the proposal for Extended Day Care submitted by the School Department, motion DJR, second JPE, unan. to approve this proposal.

School Dept.
Day Care Proposal

Under New Business, motion DJR, second JPE, unan. that the Board purchase a flag in the Center in memory of Eugene Doody.

New Business

RAB read and gave copies to the Board of a memo he had written about contract negotiations - that he feels the Board should hire an outside negotiator for all the union contracts and should adopt this as a Board policy. He would request the Ex. Sec. to seek out 3 qualified individuals, and the Board could select one. He is against any negotiating with persons who may be friends. BAT told him that the Board has Martin Ames as a Labor Relations Advisor and has chosen that members will do the negotiating, along with the Ex. Sec. DJR said that it is part of the Ex. Sec.'s job to negotiate, and Mr. Ames can always be called in. JPE said that he feels Mr. Thidemann is a fine negotiator and the money it would cost to hire an outside person would not be worth it - the School Dept. spent over \$55,000 and cost the Town over \$375,000 in benefits. RAB's motion to hire an outside negotiator was defeated by a 3 - 1 vote.

Ex. Sec.
Report

The Ex. Sec. reported that he will request an Executive Session for the purpose of discussing collective bargaining, and that the Board now has either contracts or memorandums of understanding with all the unions under their jurisdiction

Motion DJR, second JPE, unan. to increase life insurance death benefits to employees from \$2,000 to \$5,000.

Mtg. re
Mill Road
w/Atty.
Geary and
J. Oberti

Attorney Geary asked if he and John Oberti of Alpha Development could briefly address the Board re the property at 220 Mill Road, since they are presenting the Site Plan to the Planning Board next week. He said they had met with Harold Gray and Vanasse/Hangen on Mill Road to determine how to make the road more serviceable, that his client will furnish any land necessary to correct the corners, and will give the Town \$50,000 to do the work. He said that the total work will cost app. \$90,000, of which his client will pay \$50,000, and \$15,000 in engineerings costs, which his client will pay. He is requesting a letter of support from the BOS to take to the Planning Board. He added that they will provide the same services and proposal for the other side of the road. Motion JPE, second DJR, unan. to send a letter of support to the Planning Board

Adjourn to
Ex. Sess.

At 7:35 p.m. motion DJR, second JPE, to adjourn to Executive Session for the purpose of discussing strategy with regard to collective bargaining. Roll Call Vote was as follows: DJR-Aye; JPE-Aye; RAB-Aye; BAT-Aye. The Chairman announced that there would be no announcements, and the Board would not be returning to open meeting.

For the Board of Selectmen, by

Judith E. Cartu

Meeting

Board meeting of the Board of Selectmen

Meeting
May 21, 1984

Regular meeting of the Board of Selectmen held Monday, May 21, 1984. Members present were: Mr. Ready, Mr. Emerson and Mr. Blomgren. Miss Towle was away on vacation and Mr. Hart was absent. Norman Thidemann, Executive Secretary, was also present. Vice Chairman Ready called the meeting to order at 7:00 p.m. in Room 108, McCarthy Junior High School.

Unfinished
Business
Appointments
to Highway
Dept.

Under Unfinished Business motion JPE, second RAB, unan. to appoint John Joseph Williams, 17 Ellsworth St., Lowell as permanent Truck Driver/Laborer in the Highway Department.

Motion JPE, second RAB, unan. to appoint Steven Wells, 80 Prescott Drive; Michael McGuire, 28 Walnut Road and David Carter, 8 Manwell Road, as Summer Laborers in the Highway Department, as recommended by the Supt. of Streets.

New Business

Under New Business, motion JPE, second RAB, unan. to retain SEA Consultants to do the design work for traffic lights on Chelmsford Street at Fletcher Street and the Chelmsford Mall, as voted at Town Meeting. and to formalize a contract with them by July 1st.

Joint Pole
Petition -
Robin Hill
Road

George Gagan, New England Telephone Co., was present to present a request for a joint pole location with Mass. Electric Co. on Robin Hill Road. He explained that the pole is within the taking of the road, and will be used as a guide pole to support a pole on Acton Road. No one present was in favor of or opposed to this petition. Motion JPE, second RAB, unan. to approve the petition.

Discussion
of Warrant
Articles

The Board then discussed warrant articles. JPE noted that the Planning Board wants to do a new Master Plan with new zoning rules and regulations, and that most of the zoning change warrant articles submitted by petition could be included within that plan. He added that the petition articles do not achieve what the Town wants, and could cost the Town money by limiting industry and are counterproductive to what the Town wants. Motion JPE, second RAB for discussion: to approve the concept of a new Master Plan and not support any zoning changes:

R

Rab said that he understands that some of these articles will be amended on the floor of Town Meeting and he would like to hear the amendments before taking a position. JPE commented that some individual Mill Road petition articles might be effective, but that all together they will stop any industrial growth, and that he will support the Planning Board articles, not the Mill Road articles, which he feels may not stand up with the Attorney General. RAB said that if some of the amendments are not manageable they could be amended at the next Annual or Special Town Meeting. JPE stated that there will be no Master Plan at least until the next ATM, and that having industry allows the BOS to keep the tax base increasing. DJR commented that he would make no recommendation until the amendments to the petition articles are presented from the floor. Motion JPE to support the concept of a new Master Plan and not recommend any articles that will change any zoning by-laws. No second.

Motion RAB, second JPE, unan. that the BOS support the concept of developing a new Master Plan.

At 7:20 p.m. motion JPE, second RAB, unan. to adjourn the meeting.

Adjournment

For the Board of Selectmen, by

Edith E. Carter

Mr. Johnson then told the Board that the Planning Board would like to.

Regular meeting of the Board of Selectmen held Monday, June 4, 1984.
Members present were: Miss Towle, Mr. Ready, Mr. Emerson, Mr. Blomgren
and Mr. Hart. Norman Thidemann, Executive Secretary, was also present.

BOS Meeting
June 4, 1984

At 7:15 p.m. Henrick R. Johnson, Jr., Planning Board Chairman, was present to discuss Mr. Carye's property on Mill Road with the Board. He stated that there was a meeting on the site 2 weeks ago with the developer and his attorney, reps, from Conservation, Sewer, Board of Health, etc. and Supt. of Streets. Mr. Carye has offered to level the hill and straighten out the curve at this particular spot on Mill Road, and Harold Gray said the proposed \$50,000 that Mr. Carye would pay would not cover the cost of the proposed work. Mr. Johnson said that the Planning Board made a motion at their last meeting that would require the developer to assume all cost expenses, and read a copy of the motion, and said that all conditions are reflected in the occupancy permit. Mr. Carye's attorney James Geary, his assistant John Oberti and Bob Russell from Vanasse/Hangen Engineering were also present. Mr. Geary said that his client concurs with the motion with the exception of payment for legal services, and takes exception to the language in the last paragraph. He feels that the language goes too far, but concurs with the essential parts of the motion. and feels that it is not consistent with what was discussed at the Planning Board meeting. Mr. Johnson said that the motion reads "will absorb total costs", and he feels the intent was to include everything, so that there would be no cost to the Town. Mr. Russell presented and explained the proposed plan to reconstruct that portion of Mill Road. PCH questioned the legality of having a private party reconstruct a Town road, and that they should follow the bidding process and adhere to state and Town standards. Mr. Geary agreed to this. PCH said he feels that the Supt. of Streets and the Town Engineer should review all steps and make recommendations. and Mr. Geary said that they plan to work with Mr. Gray - that he will have overall supervision of the project. PCH said he feels the Board needs Town Counsel's opinion. Motion DJR, second JPE, uan. to put the matter on Hold until Town Counsel is present.
Mr. Johnson then told the Board that the Planning Board would like to

Meeting with
Planning Board
CH re Mill Rd.

form a sub-committee with representatives from the BOS, Planning Board, Board of Health, Sewer Commission and a member from the community to work on details for a new Master Plan, and that he would hope this committee would have the cost of such a plan prior to any Special Town Meeting in the fall. Motion JPE, second DJR. unan. to support the Planning Board in this project.

Call to Order

Chairman Towle called the meeting to order at 7:45 p.m.

Proclamation

Motion DJR, second JPE, unan. to proclaim June 14th as National Flag Day.

Minutes

Motion DJR, second JPE, unan. to approve the minutes of the meetings of: April 17, (Reg. & Exec.), April 23 (Work Session); April 26; April 30; May 7; May 10 (Reg. and Exec.); May 14; May 17 (Reg. & Exec.) and May 21.

Approved

No one was present on the transfer of the gasoline storage license on 60 Richardson Road from John Hallberg to Harry Ayotte.

New England Telephone Petition - Riverneck Rd.

George Gagan, New England Telephone, was present with a petition for 53' conduit within the road taking on Riverneck Road. Motion DJR, second JPE, unan. to approve this petition. DJR asked about moving the pole at the intersection of Parkhurst Road and Smith Street, which is in a very dangerous location, and Mr. Gagan said he would have the engineer look into it tomorrow and report back to the Ex. Sec.

Paul Murray re Chemical People

Paul Murray, President of The Chemical People, was present to ask the BOS for a letter of support and authenticity for the Chemical People who are now in a major fund-raising drive. The funds will be used for literature for the resource centers and the libraries about the problems with drugs and alcohol, and also for legal fees to incorporate the group. They have letters of support from the School Committee and the Police Department, and are seeking a letter from the BOS. Motion DJR, second JPE. unan. that the BOS send a letter of support and authenticity as requested.

Board Member Reports

Under Reports, DJR said that he had attended a meeting of the School Comm. and the CATV Comm. re the proposed policy regulations. The School Comm. wants a joint meeting with the BOS in August to approve the policies. Motion DJR, second JPE, unan. to now approve the draft regulations.

DJR asked about the widening of Route 3 by the State, and the Ex. Sec. reported that the state is not opposed to it but has other priorities, RAB said that the Sec. of Transportation sees the traffic problems on Rte. 128 as more pressing, but hopes to get to Rte. 3 within the next 10 years. Motion PCH, second JPE, unan. to send a letter to the State asking when the Drum Hill Rotary will be completed, and request that the staging area be cleaned up, and report that Hanover Construction is still parked illegally without permission from the Town. RAB said that he is attending a meeting on June 12 with state and federal officials to view Rte. 3 by helicopter, and asked JPE and DJR to join him.

JPE reported that he and the Ex. Sec. met with Tony Tambone and Charles McGurin of Apollo Corp. and toured the Apollo operation, and they were reassured that Apollo is not planning to leave Town, that they are happy here. He added that Apollo employs approx. 250 Chelmsford residents.

Meetings Cancelled

At 8:00 p.m. Chairman Towle announced that the meeting with Roy Chaisson for a Taxi License had been cancelled at his request, and that also a meeting with the Donald Brigham to purchase land on Bentley Lane had been cancelled at their request.

Unfinished Business

Under Unfinished Business, Motion DJR, second JPE. to approve the application of Courthouse, Inc. to change the description of the premises on their All Alcoholic Common Victualler's License to include an outside recreational area and bar, with the bar to be closed at 11:00 p.m. Vote was 4 in favor, 1 abstention (PCH).

Motion DJR, second RAB for discussion, to vote to accept the \$500.00 check to the Town sent by Robert F. Kennedy Action Corps, using space at the Training School, for payment in lieu of taxes. After the Ex. Sec. explained the background on the matter, it was unanimously voted to accept the check, with a letter of thanks to the RFK Action Corps.

Unfinished
Business

Motion DJR, second JPE, to provide liability insurance for the Auxiliary Police Force for app. \$2600. for 24 officers. Vote was 4 in favor, 1 opposed (PCH). Motion DJR, second JPE, unan. to reinstate the power of arrest for the Auxiliary Police. The Ex. Sec. explained that this was revoked app. 18 months ago due to lack of insurance). Vote was 3 in favor, 1 abstention (RAB, who said he would like a letter from the Police Chief indicating the need for this) and 1 against (PCH).

Motion DJR, second JPE, unan. to put the streetlights on Harding Street, Roan Drive and Maynard Circle. as recommended by the Safety Officer, on the top of the list for streetlights to be requested after July 1st.

Motion DJR, second JPE, unan. to request the Highway Dept. to install 30 MPH signs on Riverneck Road as requested by the Safety Officer.

Under appointments, it was agreed to Hold on appointments to the Cultural Council until Annual Appointments are made.

Appointments

Motion DJR, second JPE, to appoint J-Ann Roch, 114"D" Street, Lowell as Clerk in the Police Department. BAT said that the Chief's letter indicated that she is more qualified than any Chelmsford resident. PCH requested a personal Hold on this appointment.

Motion DJR, second JPE, unan. to appoint Sgt. Thomas McNiff of the Dracut Police Dept. as Special Police Officer in Chelmsford, based on the Police Chief's recommendation.

Motion DJR, second JPE, unan. to appoint Lisa Shanahan, Karen Flynn, Cheryl Warshafsky and Norman E. Thidemann to the Fair Housing Committee. NET said he will do some active recruiting for more members for this committee, which is required as part of the Town's Affirmative Action Plan.

Under New Business BAT said she would like a letter sent to the Dog Officer asking him what is his weekend schedule and is he on call on weekends.

New Business

DJR requested that the Highway Dept. check into the drainage situation on Route 110 where the brook crosses, and that they submit a report on any flooding problems encountered during the rainstorm the week of May 28th.

He also requested that we look into having "No Through Trucking" signs posted on Parker Road.

DJR read an article from Reader's Digest on "wish lists", whereby communities draw up lists of their needs and wants, and in many cases private individuals and industries will contribute some of the items or services. He suggested that the BOS compile a "wish list" for Chelmsford.

Deputy
Constable

Motion DJR, second JPE, unan. to appoint James R. Penuel, 117 Hunt Road, as requested by Constable William Spence.

The Ex. Sec. reported that both Rep. Bruce Freeman and the American Legion have requested that all flags be flown at half mast on D-Day, June 6th.

Motion DJR, second BAT, unan. to do so.

He also reported that Walter Hedlund said there were no serious flooding problems in Town during the heavy rainstorm.

Motion DJR, second BAT, unan. to authorize the Ex. Sec. to file an application with the Executive Office of Communities and Development for funding for improvements to Wotton Lane.

The Ex. Sec. reported that they have preliminary approval for the CARD Plan for Vinal Square and need a vote of the Board for final submission. Motion DJR, second JPE, unan. to approve the motion as submitted by the Ex. Sec.

The Ex. Sec. commented that he felt the fourth session of the ATM was by far the most productive of the four sessions.

St. Vartanantz
1 Day Liquor
License

At 8:20 p.m. the Board met with Charles Diman of St. Vartanantz Church Council. They are requesting their second 1-day Alcoholic permit of the year for a church picnic. Mr. Diman told the Board that they are planning to apply for 4 licenses per year - for picnics in the early spring, June, fall and the Archdiocesan Picnic. Motion DJR, second JPE, to grant this license and not require that they appear before the BOS every time they apply for a license. Vote was 4 in favor, 1 abstention. (PCH)

Member Reports

RAB reported that he heard that several auxiliary power sources had failed during the last snow storm and asked the Ex. Sec. if he had obtained costs of new units. The Ex. Sec. said that the unit in the Highway Dept. garage needs to be overhauled and he will ask the Fire Chief about the portable generator owned by the Fire Dept. which probably needs re-building. RAB said that auxiliary power sources should be included as part of the Capital Planning Committee's list, and PCH suggested that the Ex. Sec. check with State Surplus Properties at Fort Devens for pumps and generators.

RAB also reported that he has met several times with the North Suburban Chamber of Commerce in a legislative forum-type meeting. Motion RAB, second DJR, unan. that the BOS request Barry Pearson set up a forum of this type with the Chelmsford Chamber of Commerce, BOS members and Senator Amick and Representative Freeman. RAB suggested that the Board send a letter to the group known as the "Round-table" stating that the Board would like to attend one of their meetings, and also maybe appoint a BOS liaison, in order to start a dialogue between the BOS and the group. JPE said he thinks that this group is by invitation only, and DJR stated that it is a non-political group, with no elected person as a member.

Mtg. with
Town Counsel
re Mill Rd.

Town Counsel James Harrington was present and answered questions that PCH had re Mill Road, stating that a portion of the work is on Mr. Carye's own property, and a portion on Town property, that since no Town funds are involved, they are not subject to the bidding process, that plans and specs must be approved by the Planning Board, and that they need BOS approval since it is a Town road, and also bond and insurance. PCH said that he doesn't think the Planning Board has any rights or authority over Mill Road, and Town Counsel said that approval must come from the BOS, and any work done comes under the BOS, and that he will let the developer know that he is responsible to the BOS, not the Planning Board. Motion DJR, second JPE, unan. to have Town Counsel draw up a new motion covering the Board's concerns and incorporating the Planning Board's motion to grant approval, to be placed in the signature file and considered approved when there are 3 signatures of the BOS on it. Town Counsel added that the donation of Mr. Carye's land to the Town will take a vote of acceptance by the BOS and that the laying out of the road comes under the BOS, and reminded the Board that the Planning Board is under a time constraint.

Transfer of
Gasoline
Storage License
Hallberg to
Ayotte

On the transfer of the gasoline storage license at 60 Richardson Road from John Hallberg to Harry Ayotte, for which there was no one present, PCH noted that Mr. Ayotte has been very cooperative in letting the Highway Dept. take fill from the property. Motion PCH, second DJR, unan. to approve the transfer of this license from Hallberg to Ayotte.

Under New Business, motion RAB, second DJR, unan. to send a letter to each Water District telling that the BOS is in favor of consolidating all four water districts in Town. BAT said she feels that East Chelmsford residents would not be in favor of this. JPE noted that the Sewer Commission has set up meetings with the Water Districts and will notify the Board of the dates.

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New Business

RAB said that on April 23 the BOS approved the formation of a Charter Commission, that he has found various charter studies that have been done, and he made a motion to send a letter to each charter study committee indicating that the BOS may form a new committee based on the previous studies. DJR said he understood that the BOS had approved the concept of a new committee and thought that RAB was going to draw up guidelines for the Board's approval. RAB said he will withdraw his motion for two weeks.

PCH asked that we have the Highway Dept. fill in the potholes on Wotton Lane and asked the Ex. Sec. to send letters to the Governor, State DPW, Sen. Amick and Rep. Freeman asking for their help in updating the traffic lights in Vinal Square, noting that the present lights cannot be seen by motorists.

PCH said that he will remove his Personal Hold on appointing a Clerk in the Police Dept. since the Chief says that they are falling behind in their work. Motion PCH, second RAB, unan. to appoint Mrs. Jo-Ann Roth, 111 "D" Street, Lowell, as Clerk in the Police Dept. on the 8 am - 4 pm shift.

Appointment -
Police Dept.
Clerk

Motion JPE, second RAB, unan. to place an article on the warrant for the next STM or ATM for funding for a new Master Plan.

The press asked about the moratorium on streetlights, and were told that it will be lifted after July 1st, the start of the new Fiscal Year.

Press Questions

On the position of Town Engineer. they were told that the by-law passed at the ATM has to be approved by the Attorney General, that funds will not be available until after July 1st, and that we will be advertising for the position by the end of June.

Town Counsel stated that there is a Supreme Court meeting at 3:00 pm Tuesday on the Rent Control Board.

At 9:05 pm motion DJR, second JEP, to adjourn to Executive Session for the purpose of discussing pending litigation. Roll Call vote was as follows: DJR-Aye; JPE-Aye; RAB-Aye; PCH-Aye and BAT-Aye. The Chairman said there would be no announcements following the Session.

Adjourn to
Ex. Session re
Pending Litiga-
tion

For the Board of Selectmen, by

John E. Carter

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Unofficial 6/25/84

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BOS Meeting
June 18, 1984

Regular meeting of the Board of Selectmen held Monday, June 18, 1984. Members present were: Miss Towle, Mr. Ready, Mr. Emerson, Mr. Blomgren and Mr. Hart. Norman E. Thidemann, Executive Secretary, was also present.

Proclamation

Chairman Towle called the meeting to order at 7:00 p.m.
Motion DJR, second JPE, unan. to proclaim July 4, 1984 as Honor America day.

Minutes Approved

Motion DJR, second JPE, unan. to approve the minutes of the June 4, 1984 meeting. both Regular and Executive Sessions.

Proclamation -
Lions Club

Motion DJR, second JPE, unan. to proclaim June 18th as Chelmsford Lions Club Day
The Board thanked the club for their excellent job in lining up the booths for the Fourth of July on such short notice, and mentioned the Award of Appreciation that had been presented to President Henry Sullivan.

Cable 43 Educational Founda-
tion

Former Selectman Bradford Emerson was present and spoke on behalf of the Channel 43 Educational Foundation, a non-profit organization whose purpose is to raise funds for Channel 43 to improve the quality of the programs and replace equipment as needed. He added that they would like to have a liaison member from the BOS, and invited all residents of the Town to participate.

Board Member
Reports

Under Members' Reports, RAB noted that the helicopter ride planned to view Route 3 was cancelled, but a meeting did take place with State and Federal officials to discuss traffic problems on Routes 3 and 62. He feels that we need more dialogue with the state and would like the BOS to meet with Charles Mistretta, District Engineer.

DJR reported that he and JPE met with Eileen Duffy of the Chelmsford Garden Club regarding beautifying the front of Town Offices, and that the plantings have been completed and he publicly wants to commend the Garden Club for their hard work and the excellent job that they did.

DJR also reported that Lowell Cablevision has cancelled the two Providence stations, and members of the Cable TV Commission would like to have a letter sent indicating to Lowell Cable that the BOS wants to be notified before, not after, changes of this sort are made. Motion DJR, second JPE to send this letter. RAB requested that the letter include a request for a detailed analysis of why these 2 stations were dropped. Vote on the motion was unanimously in favor.

Walter Hedlund
Town Celebrations
4th of July

At 7:15 pm the Board met with Walter Hedlund of the Town Celebrations Committee for an update on plans for the 4th of July Celebration. Mr. Hedlund requested the use of chairs and flags from the Town Offices, and for permission to block off certain streets in the Common area. He invited the BOS to be present at the 8:00 am Flag Raising, and BAT said she would be there to present the flag to the Scouts. He handed out copies of the finalized program, noting that the Ham and Bean Supper at the Congregational Church and the performances by Patchwork Theater are added attractions this year. He also thanked the Lions Club for the work they have done in the past 2 months. Motion DJR, second JPE, unan. to approve Mr. Hedlund's request for the use of items and permission to block off streets.

Ex. Sec. Reports

The Ex. Sec. reported that he had a call from a member of the Cable TV Commission asking permission for Cable 43 to fund various programs through donations from local businesses through the Cable 43 Foundation. Motion DJR, second JPE, unan. to approve this request.

He told the BOS that they have been invited to a preview of the Art Show at 5:00 pm on Tuesday, July 3rd in the Old Town Hall.

He asked the Board to form a committee to screen architects and bids on Southwell Field, with final approval coming from the BOS. The committee would consist of one rep. from the BOS, Rec. Comm., Sewer Comm., and Park Commission and Bernard Lynch, Community Development Coordinator. Motion DJR, second JPE, unan. to approve the establishment of this Steering Committee, with DJR to be the BOS rep.

Motion DJR, second JPE, to approve and reappoint the list of Annual Salaried Employees and individual appointments as provided by the Executive Secretary. RAB asked that the motion include requesting the appointees to submit to the Board by July 23 a list of their FY84 accomplishments and their FY85 goals. He would also like to review the Personnel Evaluation forms with the Ex. Sec. Vote on the motion as amended was unanimously in favor.

Appointments

Motion DJR, second JPE, unan. to appoint William Dalton, 7 Gay St. and Susan Carman, 8 Thomas Drive, to the Fair Housing Committee.

Motion DJR, second JPE, unan. to award the bids for Highway Dept. materials as recommended by the Supt. of Streets.

Bid Awards

Motion DJR, second JPE, unan. to award the bid for the Fire Dept. pumping engine to Maxim Motors, as recommended by the Fire Chief.

Under New Business, RAB brought up the subject to Crystal Lake, questioning the lack of lifeguards and the quality of the water. The Ex. Sec. reported that the Rec. Comm. and Varney Playground Commission have hired lifeguards for 2 extra weekends, rather than waiting until school closes. The water was tested during the heat wave. The problem of beer cans and bottles is an ongoing one.

New Business

RAB said that he had asked the Ex. Sec. to price having a traffic control officer in the Center from 4 pm - 6 pm, and found it would cost app. \$15,000 per year. He asked the Board's help with this problem. Motion DJR, second JPE, unan. to appoint RAB to the Traffic Safety Committee and call a meeting of the Committee.

Motion DJR, second JPE, unan. to call a Special Election for the day of the primaries in Sept. and place two questions on a ballot: 1. ask that Prop. 2½ be overridden for sewer funding; and 2. change the Classification system to held fund sewers (non-binding). It will be checked with Town Counsel to see if this is legal.

DJR also asked that streetlight requests to Mass. Electric during the past year be checked, and if not yet installed, add to the list for July 1st.

At 7:33 pm the Chairman declared a 2 minute recess.

Recess

At 7:35 pm the Board met with Charles Bagni, Sr. who has purchased Dana's Market, 175 Dalton Road. He is changing the name to Bagni's Market and is applying for a Common Victualler's license to sell deli sandwiches, not to be consumed on the premises. It will still basically be a market, with hours from 6 am - 9 pm weekdays and 6 am - 1 pm on Sundays. Motion DJR, second JPE, unan. to approve the issuing of this license.

Bagni's Market - Common Victualler License

At 7:40 pm the Chairman declared a 5 minute recess.

Recsss

DJR said that the BOS has received a request from the North Congregational Church to use the Vinal Square Common for Evangelical services August 27 - 30, and they also want to be allowed to park in the Town parking lot and on Kennedy Drive, if necessary. Motion DJR, second JPE, unan. to approve this request subject to approval from the Park and Police Depts.

New Business

At 7:45 pm Cheryl Terrill from the U.S. Postal Service was present to discuss the plans for a new Post Office. They are planning to replace the present Center Post Office with a larger facility, with more parking space. She was asked if they had located a site and she said the operations people had picked a site 3/4 miles south on the westerly side of Rte. 495. DJR said that he has some suggestions - that an ideal location would be on Summer Street, next to Harrington's package store and he had heard that the State Line Lumber Yard in the Center is for sale. PCH mentioned the Finneral property, next to Town Meeting on Chelmsford Street. Ms. Terrill asked if the Town has an Historic District and was told Yes. The Board offered to help with aesthetic guidelines, and asked to see the plans for the building after the site has been selected.

Mtg. re new Post Office

At 7:53 the Chairman called for a recess until 8:00 p.m.

Dog Hearing
Sewell Bowers
15 Church St.

At 8:00 pm a Dog Hearing was conducted on charges brought by John and Dawn Manolakis, 12 Church St., against Bebe, a toy collie dog owned by Barbara Velasco, who resides with her daughter and parents Alice and Sewell Bowers at 15 Church Street. The Chairman asked all those who would give testimony to be sworn in.

Mrs. Manolakis charged that the dog barks constantly from 5:00 am throughout the day and is disturbing her and her husband as well as any guests in their home. She has repeatedly called the Dog Officer and spoken to the Bowers, but the dog continues to bark. She suggested to the Bowers that they muzzle the dog. The situation is not getting any better, and she claimed that when she spoke to Mrs. Velasco she was told that she would take the dog off the chain and get 2 more dogs. She claimed that it is "pure, ignorant action on the part of the Bowers."

Mrs. Bowers then spoke, saying she intends to tell the truth since Mrs. Manolakis didn't. She said that Mrs. Manolakis used obscene language the day she came to their home asking them to do something about the dog. Mrs. Bowers stated that the dog barks no more than any other dog, does not go out before 7:00 am, is generally in the car with her or in the house, and is not out in the evening. Sewell Bowers testified that Mrs. Manolakis made many false statements and has used abusive language to his wife and daughter. He also said that last Christmas Day Bebe was attacked by a large black and white dog from 128 Princeton St. who roams the neighborhood.

The Chairman read a letter of support for the Bowers signed by neighbors Edward and Elizabeth McGovern, James and Phyllis Hudson, Claudette Duggan, Marion Dumont, John P. McEnaney and Mildred Robinson.

Barbara Velasco said that the dog is small and frail and frightened by other large dogs. She said her parents have had all kinds of animals for 50 years, with no complaints, and they do not need harrassment of this nature.

Mildred Robinson testified that she had heard Mrs. Manolakis be very rude to Mr. Bowers and that the dog is no problem.

John McEnaney, an abutter, said he has been a neighbor of the Bowers for 50 years, has no trouble with the dog and has never heard her bark before 8 am.

Phyllis Hudson, 19 Church Street, said the dog does not bark at 5:00 am, does not bark when her children come home, and how can one person disrupt a whole neighborhood.

John Manolakis spoke, saying that it is useless to add more to what his wife has said, and that they are dealing with a "closed neighborhood".

Diane Marcotte from Lowell said that Mrs. Manolakis takes care of her child and whenever she comes to the house the Bowers dog is barking.

DJR asked if Mrs. Manolakis had actually seen the dog out at 5:00 am and she said yes. There was discussion as to how far the dog's chain actually is from the Manolakis' home.

Mrs. Velasco said that the Dog Officer had asked her if she would muzzle the dog but after receiving notice of the hearing, she decided to wait.

The Chairman stated that the Dog Officer could not be present at the hearing but had submitted 2 reports - one stating that on January 28 Mrs. Bowers had called about her dog being mauled by the dog from 128 Princeton Street. and on May 8 he had received a call from 12 Church Street about a barking dog.

Motion DJR that the dog be muzzled when it is not on a leash with a family member but tethered for 60 days. RAB seconded the motion with the amendment that it be 30 days rather than 60. Vote in favor of muzzling for 30 days was 4 in favor, 1 opposed (JPE).

Attorney James Flood was present for a Public Hearing on Drum Hill Liquor Mart, Inc.'s application for a change in manager under their All Alcoholic Package Goods Store license. Phyllis Gervais will be replacing Wesley Harper as manager, and there will be no change in ownership or the corporation.

Motion DJR, second JPE, to approve the change in manager. Vote was 4 in favor, 1 abstention (PCH).

Drum Hill Liq.
Mart - Change
in Manager

John Mahoney of J.M. Auto Sales, 120 Gorham Street, was present requesting a change in his Class II Auto Dealer's License to indicate a corporation, rather than an individual, ownership, for personal liability and tax purposes. He has had his license since 1975 and is unlimited as to the number of vehicles he can have on the lot. He stated that he has room for 35 - 40 cars. Motion DJR, second JPE, unan. to approve the change from individual to corporation and to restrict the license to no more than 50 cars.

JM Auto Sales
Change to
Corporation -
Class II Auto
Dealer's
License

Attorney Frank Capezzeria was present to request the Board's approval of an I.D.F.A. bond for his client Dr. Anil Kumar. Dr. Kumar intends to purchase the property at 11 School Street, the old Japenemalac building, and rehabilitate it for light industrial use. The I.D.F.A. voted to approve the bond, and the First Bank will provide the financing. The Chairman said a resident has just phoned in asking if there is any hazardous waste involved, and JPE said no, that their system is good. PCH said that they could approve the bond subject to proof of financing from the bank, and Mr. Capezzeria said he would obtain that. RAB said he does not like to vote on something he is just seeing for the first time. Motion DJR to approve the bond contingent upon: 1. letter from the First Bank indicating proof of funding, and 2. RAB's signature on the forms in the signature file - if he has not signed, they will wait to vote on the bond at the next meeting. Mr. Capezzeria requested the Board to please vote tonight, or his client will lose over a month's time. Motion DJR, second JPE, unan. to withdraw the second stipulation on his original motion and to approve the bond.

I.D.F.A.
Bond - Dr. An
Kumar

BAT stepped down from the chair to move that the Executive Secretary send any information requiring a vote of the Board one week prior to the meeting, seconded by DJR. Vote was 4 in favor, 1 opposed (PCH). BAT then moved to change her motion to have the material on Thursday before the Monday meeting, seconded by DJR, unanimous.

New Business

Attorney James Geary was present representing Margaret and Harris Wickens, 361 Littleton Road. He thanked the Highway Department and Board of Health for their help with the drainage problem on the property caused by Columbine Construction and added that the Town has revoked their Building Permit. He said the second problem the Wickens have is with traffic at the Chelmsford Drive-in - that on occasion they are not able to get in or out of their own driveway, and asked if it would be possible to have another police officer on duty for traffic on Littleton Road. Motion DJR, second JPE, unan. to ask the Safety Officer to check the traffic situation again.

Atty. James
Geary re:
Drainage and
Traffic
Problems -
Littleton Rd

Roy Harrow and Bonnie Stedman, Chelmsford Town Taxi, were present for a Public Hearing on their taxi license. They asked to renew it for one year, and said there have been no complaints. Motion DJR, second JPE, unan. to approve.

Public Hearing
Taxi License

At 9:15 pm motion DJR, second JPE, unan to adjourn.

Mtg. Adjourn

At the close of the meeting Samuel Gagliardi, 15 Holt Street, asked if he could speak to the Board since there was not time during the open session. The Board agreed to hear him. Mr. Gagliardi said he wants to bring to their attention the misuse of Crystal Lake, especially down by the skimmer. He said there is a heavy influx of traffic in the area, with young people speeding, and that the lake is being misused by people washing clothes, there is drug and alcohol use there and although the area is patrolled by the police, not much action seems to be taken. He added that truckloads of debris go toward that area and come out with empty trucks, and that he has heard reports of weapons being present and lewd and lascivious behavior taking place. DJR told him that the "skimmer" is the dam

Discussion re
Crystal Lake

Crystal Lake
Discussion

holding the water in the lake, and JPE said that the area at the dam is posted "No Swimming". Mr. Gagliardi said he is present as preventive medicine, that he has not contacted the police, but that many people at the lake are not the type you would want in your neighborhood. He also feels that these conditions are making it dangerous for the children in the area, and is sure an accident will happen - either related to a racial incident, speeding or alcoholc abuse.

The Ex. Sec. reported that the Police Department is following up on the latest incident at the dam, and also may come up with some ideas for signage. PCH said that the BOS will tell the police to go down and take action - the signs could say "Police Take Notice and Action". Mr. Gagliardi ended his discussion by stating that he would like to see Crystal Lake restricted to fishing, with only the beach and the Varney Playground area used for swimming and congregating.

The discussion with Mr. Gagliardi ended at 9:25 p.m.

For the Board of Selectmen, by

Judith E. Carter

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BOS Meeting
July 23, 1984

Regular meeting of the Board of Selectmen held on Monday, July 23, 1984. Members present were: Miss Towle, Mr. Ready and Mr. Blomgren. John P. Emerson, Jr. and Paul C. Hart were unable to attend this meeting. Norman E. Thidemann, Executive Secretary, was also present.

Open Session

Chairman Towle recognized Mr. Todd Marshall, 11 Glenn Avenue, Chelmsford who was present at the Open Session representing the Crossroads Condominiums. Mr. Marshall indicated that they have met with the Conservation Commission and with the Board of Health regarding the septic system and have learned that a drain needs to be put in. The Engineer for the Conservation Commission has been on site and plans have been submitted to replace the septic system. The project is ready to start. Mr. Marshall was present to ask for some help from the Town since he did not feel the need to replace the septic system was strictly their responsibility. Mr. Marshall said that there was a drainage area near the Boston and Maine railroad pit and the natural drainage used to drain into the brook at Katrina Road. However the drainage is no longer flowing in that direction which causes trouble with the septic system and when the system is working properly, there is no place for the water to drain. Sel. Blomgren asked for something in writing from Mr. Marshall to Mr. Thidemann and the Selectmen could look at the situation and report back to him.

Proclamation

Motion DJR, second RAB, unan. to proclaim the week of July 1st through July 8th, 1984 as Prisoner of War/Missing in Action Awareness Week in the Town of Chelmsford.

Chairman Towle called the meeting to order at 7:00 p.m.

Minutes

The Minutes of June 18, 1984 will be voted upon at the next regularly scheduled meeting.

Dog Officer
report on
Bowers dog

Neal Stanley, the Dog Officer was present at this hearing. He said that during the meeting of June 18th, 1984 the Bd. of Sel. voted to request that the dog owned by the Bowers be muzzled when it is not on a leash with a family member for 30 days. The Dog Officer has been monitoring the situation and reported that the dog has been muzzled except for three days when it was too hot to put the muzzle on. The Dog Officer also reported that he has checked on the Bowers dog on several days and the dog has not been barking, but he did hear a dog barking in a house directly behind the Manolakis' house. He will continue to locate this dog. On the Bowers' dog he said that he would recommend letting the situation go for a while and see what happens.
Motion, RAB, sec. DJR to try to locate other dog in the neighborhood,

and in addition the Bowers dog is to be restrained by leash or other device, but the Bowers do not have to muzzle their dog any longer. Motion passed unan.

Joe LaCreta
change in
Comm. Vict.
License

At 7:30 p.m. Joe LaCreta appeared and requested a change in his Common Victualler License from Big Joe's to Beef and Bun. The restaurant is located in Central Square and for 16 years Mr. LaCreta operated Big Joe's at this location. He will now be serving sandwiches and specializing in roast beef.

Motion, DJR, second, RAB, unan. to approve the Common Victualler license issued to Mr. LaCreta from Big Joe's to Beef and Bun.

7:35 pm. Petition
Mass. Elec.
Proctor Road

Mr. Jim Dunn was present at this meeting representing the Massachusetts Electric Company concerning the Petition to install 2 Direct Buried Cables, 2 - 3" Conduits on Proctor Road. Sel. Ready asked Mr. Dunn who is in charge of maintaining telephone poles. Mr. Dunn said that 99% of the poles in the Town are owned jointly by the Telephone Company and Mass. Electric, but if a pole is damaged the Telephone Company does the setting of the pole. The Telephone Company and Mass. Electric try to split the maintenance of the poles between them.

Motion, DJR, Sec. RAB, unan. to approve the Petition of Massachusetts Electric Company to install 2 Direct Buried Cables, 2 - 3" Conduits on Proctor Road.

Spaulding Road
Petition

Mr. Jim Dunn also represented the Massachusetts Electric Company on the Petition to install 1 Direct Buried Primary Cable on Spaulding Road. William H. Harmon, 10 Chamberlain Rd. Westford, Massachusetts was concerned about any alterations that might result to a stone wall along the side of the road, but after he had seen the plan for Proctor Road and Spaulding Road, he had no further questions.

Motion, DJR, Sec. RAB, unan. to approve the Petition of Massachusetts Electric Company to install 1 Direct Buried Primary Cable on Spaulding Road.

7:40 pm. New
England Tel.
Petition
Groton Road

A representative from New England Telephone presented the Petition for 10 feet of Buried Cable on Groton Road. During this presentation, Sel. Ready remarked on the poor maintenance of poles especially after the phone company listed all of the problem poles in Town and have not followed through with the maintenance of these poles. Sel. Blomgren displayed a picture that had appeared in a local newspaper which showed a pole in very poor condition. Sel. Blomgren indicated locations of several other poles in Town, also in poor condition. Sel. Ready asked the representative from the phone company to explain to the company that the BOS is displeased with condition of poles in Chelmsford. Sel. Blomgren stated that he would like to see a listing of broken poles within the Community with a time frame for repairing all of the poles.

Motion, DJR, second, RAB, unan. to approve Petition of New England Telephone Company for 10 feet of Buried Cable on Groton Road.

7:45 p.m.
Lights at Fire
Stations

Bill Dalton was present from the Chelmsford Fire Fighters Local 1839 and said that he is President of the Local and the membership voted to send a letter to the BOS requesting lights in front of the Center Fire Station because the members are concerned about the traffic situation in front of the Center Fire Station. Mr. Dalton said that a report had been made of the problems while trying to back Fire apparatus into the station and the matter was brought to the attention of the State because they thought North Road was a State Road. When a request for lights was made to the BOS in 1982, they were told that there was no money for this. Mr. Dalton said that he is again appealing for lights. Sel. Ready indicated that when the Central Square Plan was put together a year ago, the Fire Chief was asked about these lights and it appeared at that time that he was not keen on them. Sel. Ready said that the Traffic Advisory Committee is going to come up with recommendations and he would like to have someone from the Fire Department on this Committee. Sel. Ready asked if a

device to turn on the lights would be proper in the trucks instead of the suggested switchboard and it was agreed that this would be helpful. Sel. Blomgren was concerned about lights at the North and East Fire Stations. Bill Dalton said that he would like to have lights at all of the stations and all of the lights installed at one time, but his priorities would be the Center Station and North Station and then the East and South Stations. Deputy Chief Sousa was present representing Chief Reid and he indicated that he was sure the Chief would go along with whatever is decided. Motion, DJR, second, RAB to refer matter of lights at Fire Stations to the Traffic Advisory Committee. Motion unan.

8:00 p.m.

Samuel Gagliardi
Crystal Lake

Samuel Gagliardi was present at this meeting and said he wanted to clear up a misconception of what Petition is all about. He said that the area residents at Crystal Lake do not want to close down road, but advocates the restriction of the Crystal Lake Skimmer Area which is accessible via Washington Street, Holt Street and Fairmount Avenue to all motor vehicles except those that are authorized by being an area resident, visiting an area resident or, having a valid fishing license and requests the Board to post the following signage - No unauthorized Vehicles allowed; No Swimming; No Alcoholic Beverages; Speed Limit/Slow Children and No Parking on either side of the Road. They are also urging the Police Department to increase patrolling of the area and enforcement of the law. Mr. Gagliardi commended the Police Chief for an outstanding job in patrolling the area and said that he would like to hear what plans are being made to assure increased safety in the area and the recommendations of the Safety Officer. Mr. Gagliardi was concerned with a 30 m.p.h. speed limit in the area and he referred to one road with a sharp curve that would prevent anyone from travelling at 30 m.p.h. He said that when people are looking for an alternative area from the Varney Playground, they try to find the Spillway area and they ride up and down the streets near the Lake trying to find it, at increased speeds. Mr. Gagliardi said that the roads in the area are old and are in poor condition, and in some areas, he would like to see speed limits of 15 m.p.h. He also said that the final approach to the Spillway is Spring Street and that this street is only 10' wide and since an average car is 5' wide, he feels there is a safety problem to the children in the neighborhood. The Executive Secretary said that in terms of what is going on in the area, he thinks that most of the requests are do-able, but restricting the use of streets could be a problem. He said that we have an opinion from Town Counsel which we have not had a chance to digest stating that he thought the proposed restrictions would be invalid. Mr. Gagliardi would like to have a copy of Town Counsel's report. Several of the area residents were present. Michele Foster, 22 Holt Street spoke about safety in the area and mentioned several accidents including a hit and run on Holt Street. David Sponseller, 16 Washington Street spoke about vehicles operating to endanger the safety of the children in the area and that he would like four-way stop signs installed. He also spoke about littering in the area and the considerable amounts of trash that he has picked up. Mr. Sponseller recommended a restricted number of parking spaces at the Dam. Bernadette Holland, 60 Washington Street appreciated the help from the Police Dept. regarding the traffic and signs, however she said that people still have cookouts in the area and leave their trash and that there is still some drinking and loitering in the area. Michael Ross, a new resident at 50 Washington Street commented on the high amount of traffic with so many dead-end streets in the area. Samuel Gagliardi urged the Board of Selectmen to do whatever is possible to ultimately restore peace to the area and he will contact the Board to arrange another meeting.

8:15 p.m.

Liquor Lic.
Stony Brook
Tavern

Attorney Joseph Shanahan was present representing the Stony Brook Tavern, a Massachusetts Corporation. He said that on April 23rd the Board approved an Alcoholic License and Common Victualler License but included six stipulations.

Atty. Shanahan said they are here tonight to request the Board to perhaps modify certain of those stipulations and perhaps waive two of them based on what has been happening over the past few months. Since that time the concentration of the developer at the site has been on your stipulations as well as requests by other Boards in Town that access to the property be put at the northerly most portion of the property - the area best known as the Canal. After several meetings with abutters and the Historical Commission and Conservation Commission we have basically received an endorsement not to fill the canal but to remove a portion of the southerly bank of the canal so an ingress road can be placed on a portion of the canal. At this point a large portion of the canal will be left in its natural state or will be improved upon. A site plan has now been submitted to the Planning Board with ingress at the northerlymost portion of the site. Atty. Shanahan's clients have also volunteered to re-imburse the Planning Board for any costs incurred in connection with their own independent traffic consultant, to review the statistics done by their consultant and make recommendations to the Planning Board with regard to traffic plan, parking, etc. On May 8th Atty. Shanahan said that they committed to the Planning Board and they in turn retained Dr. Robert Murphy of Wellesley and over the last ten weeks Dr. Murphy has conducted an in depth study, not only to review our statistics and findings, but also to make his own findings and recommendations, and this report will be submitted to the Planning Board this Wednesday evening. Dr. Murphy summarized his report to Atty. Shanahan and found statistics already submitted are substantially the same as his. He further indicated that it is physically impossible to widen Princeton Street, however, he has found that it is not necessary to widen this street since the street is over 36' wide and it is possible to develop a feeder lane coming from the south and from the north. Dr. Murphy further indicated that traffic could be controlled by having a traffic officer on duty in the morning and the afternoon during peak hours. With regard to stipulation to widen Princeton Street, the Planning Board consulting engineer has found that this is physically impossible and not necessary. Atty. Shanahan also pointed out that after meeting with the Community Developer, Bernie Lynch, it has been determined that we are not eligible for a Grant at this location. He said that through Mr. Lynch's coordination they have applied for and been approved for a Commercial Area Revitalization District Plan and are going forward on a Grant application to do certain work at the site. This is to create a pedestrian walkway which will run hopefully from Crystal Lake by the Mill property, down through Middlesex Street with some exploration of tying into the Southwell Recreation Fields. Atty. Shanahan said that with regard to widening of the street, ingress at the northerly-most portion, site plan approval by the Planning Board and approval by the Safety Officer - all of these issues are now on line to go before the respective boards and hopefully will be approved. Atty. Shanahan is present this evening to request the Board of Selectmen to extend the 90 days since purchase and sale agreement is contingent on approval by local boards and agencies and have not yet been obtained. He is asking for an additional 90 days to pass on the property, and for a waiver of the widening of Princeton Street. Motion, DJR, second, RAB, unan. to extend ownership of property to occur an additional 90 days and to remove stipulation for widening of the road.

At this point a member of the audience asked about the walkway and the Executive Secretary stated that we have not yet applied for this Grant, but we will have to take a look at the use of the walkway by townspeople. Also, the walkway will be designed with posts to prevent motorcycles and snowmobiles from using it.

8:45 pm.
Expansion of
hours and
entertainment
license
Vincenzo's Rest.

Attorney Joseph Shanahan was present at this hearing representing Vincent Cicerchia, Jr. Owner and Manager of Vincenzo's Restaurant for a change in the hours during which sales of food and alcoholic beverages may be made under the All

Alcoholic Common Victualler's License for the premises located at 170 Concord Road and also for an Entertainment License. Atty. Shanahan said that his client is requesting an extension of hours of operation from midnight to 2:00 a.m. The request for an Entertainment License is to provide background music (piano or acoustic guitar) for diners. Atty. Shanahan indicated for the record that publication and copy of legal notice was mailed to 19 abutters. Atty. Shanahan explained the background of the restaurant and stated that as a result of the success of the restaurant, in October of 1983 his client asked for an extension of hours and permission to change the premises in order to put in a lounge area in the restaurant for people who were waiting to be seated and for people to use after dinner. The request to extend the hours was withdrawn and the lounge was formed. He said that since that time there has never been a reported incident at the restaurant and we are here this evening again requesting an extension from midnight closing to 2:00 a.m. Atty. Shanahan said that there are establishments in Town with 1:00 a.m. closing times, as well as establishments with 2:00 a.m. closing times. A proposal for improvements to the front of the building, paving the parking area and a sidewalk area and a new water main for sprinkler was also submitted. The cost of these improvements will be approx. \$30,000.00. Sel. Blomgren was concerned about the opportunity of abutters to attend the meeting since we are in the middle of the summer and people are out of Town. Sel. Blomgren said that he did not know that there was a lounge in the restaurant and Atty. Shanahan indicated that the area designated as a cocktail lounge is an introductory area within the restaurant and the entertainment license is not for a lounge in a traditional sense - it would only be background music for those having dinner or waiting to be seated for dinner. Chairman Towle had a letter from Sel. John Emerson who wished to be read into the record that he was in favor of extending the hours and for giving the restaurant an entertainment license.

Several area residents were present. Carl Pederson, 158 Concord Road stated that he is not in favor of extending the closing hours at the restaurant until 2:00 a.m. Reese Straw, 3 Sonora Drive objected to the owners coming back for later hours, and thought the activity is incompatible with the surrounding area - it is a residential area, he stated. Arthur Prevenas of 4 Dobson Road indicated that he was against the extension of the hours, although he thinks the restaurant is well run. Louis Azevedo, 2 Sonora Drive stated that it was his understanding that this was to be a family style restaurant and was against the 2:00 a.m. closing. Arthur Arms, 41 Clarissa Road stated he was not in favor of the extension and Lloyd and Debra Cheney of 175 Concord Road were not in favor of the extension. Attorney Shanahan stated that this area is zoned for many things, including the restaurant. He pointed out that there are no commercial areas in Chelmsford that do not abut residential areas. He further stated that we have proven by public record that there have been no problems with this restaurant and he did not think the owner should be treated any differently from any other restaurateur in Chelmsford. Dennis J. Ready stated he has never had a single complaint on this restaurant.

Motion, DJR, second, BAT to approve the request to extend hours of operation to 2:00 a.m. and to approve the application for an entertainment license contingent on completion of outside work and at no time can the music be heard outside the restaurant.

Discussion: Sel. Blomgren stated that he lives in an area abutting commercial establishments and he feels that we owe it to the community to slow down the problem of drinking. Sel. Blomgren suggested granting special licenses to the restaurant for occasions such as New Year's Eve. Sel. Ready stated that drinking problems are town-wide and we have singled this restaurant out. Sel. Towle thought Mr. Cicerchia deserves a chance and if there are problems, she would be willing to change the license.

Motion called. Voting in favor: Dennis J. Ready and Bonita A Towle.

Opposed: Roger A. Blomgren.

Reports
Board Members

Sel Ready reported that the Southwell Field Working Committee held its first meeting. Sel. Ready extended thanks to everyone who made the 4th of July Cele -

bration a success, including the Holiday Decorating Committee and the Holiday Celebration Committee. Sel. Ready also reported that the Middlesex Advisory Board re-voted the Budget. The Executive Secretary was asked to send out thank you notes to all of the organizations involved in the 4th of July Celebration. Sel. Ready referred to the Tennis Lessons being offered by the Recreation Commission and said that the instructors are doing a fine job and he extended a thank you to them.

Sel. Ready asked Atty. Shanahan to contact representatives from Mobile to have them cut down the overgrown shrubs in the island belonging to the Mobile Station in the Center since he has received complaints about this. Atty. Shanahan will contact representative.

Sel. Blomgren reported that a dog who was ordered out of Town as the result of a Dog Hearing in the May time frame has been placed in a home in Texas and he is doing well.

Sel. Blomgren also stated that a letter was sent by the Board to Water District Commissioners asking them to consider consolidation and as a result of this request the Board has received a letter from the East Water District indicating that they were prepared, in October, to discuss merger alternatives. Sel. Blomgren did not know if the Clerk of the East Water District, Mr. Souza, is aware of a nine year old report, and nothing has changed in the Town, and he would strongly suggest that Mr. Souza avail himself of the report and also those Districts that have not responded to avail themselves of the report since the conclusion still is that consolidation is the best course for the Town.

Sel. Blomgren also stated that Mr. Pearson is no longer the President of the Chamber of Commerce. The new President is Angie Westgate at the Central Savings Bank. He would like the Executive Secretary to contact Ms. Westgate to begin on our Legislative Forum process.

Sel. Blomgren referred to a recent article in the Lowell Sun describing unaccepted streets in Town and he is wondering if the Executive Secretary could respond to that letter. The Executive Secretary reported that the Town is taking legal action against the developer and this is a unique situation because the Town is going after the developers as individuals instead of as a corporation. Town Counsel will provide additional information.

Sel. Blomgren reported that on July 12th he attended a Board of Appeals meeting. At this meeting a proposal was presented to renew a piece of property on School Street. As a result of work done by the Board of Appeals a number of questions were raised regarding the property and Sel. Blomgren wanted to take this opportunity to commend the actions taken by the Board of Appeals, indicating the plans were inadequate, on behalf of the Town.

The Executive Secretary reported that the Board, several meetings ago, as a result of Town Meeting action voted to place questions on the Ballot regarding the Sewer Bond Exemption. We have received an opinion from Town Counsel that this must be done by August 1st.

Motion, DJR. sec. RAB, unan. to place the Sewer Bond Exemption on the November Ballot as per language submitted by Town Counsel, as follows: Question: "Shall the Town of Chelmsford be allowed to exempt the amounts required to pay for the bonds issued in order to construct lateral sewers, interceptor sewers, pumping stations and force mains to service the Phase 1A and Phase 1B sewer service areas as described in the 1984 "Facility Plan for Wastewater Management", including North Chelmsford, Chelmsford Center and the Industrial Area of Billerica Road; to reimburse the City of Lowell for Chelmsford's share of the regional interceptor sewers and treatment facilities; and to pay for related legal, administrative and other pertinent expenses. YES _____ NO _____.

The Executive Secretary has been accepting applications for Town Engineer and has a memo to the Board. He suggested that one member of the Board serve on the screening committee. It was agreed that Sel. Ready would serve on this Committee.

The Executive Secretary referred to Goals and Objectives and said that most of them have been received. Sel. Blomgren asked if they could be reviewed prior to budget process and subsequent to the end of the Fiscal Year, and this will be done.

The Executive Secretary reported that the Scout House is being vacated by Friends of Scouting. Discussion for use of this building will be held at the next meeting. Sel. Ready indicated that the Housing Authority needs additional space.

A letter has been prepared to the Chairman of the Chelmsford Housing Authority for the Board's approval advising the Housing Authority that the Chelmsford Board of Selectmen strongly support the Authority's application for Elderly Housing at the North School site and for the development of family housing on a scattered site basis, and that the Selectmen will place an article on the Warrant for the next Annual or Special Town Meeting to transfer available Town-owned property to the Housing Authority for these purposes.

Sel. Blomgren asked the Executive Secretary to call him tomorrow regarding this letter. Sel. Ready and Ch. Towle indicated that they were in favor of sending this letter.

The Exec. Secretary reported that SS. Vartanantz Church has requested a one-day liquor license for August 26, 1984 and for September 9, 1984.

Motion, DJR sec. RAB, unan. to grant SS. Vartanantz Armenian Church, 180 Old Westford Road, Chelmsford one-day liquor licenses for the following dates: August 26, 1984 and September 9, 1984.

The Executive Secretary would also like to come back with some recommendations at the next meeting regarding a Community Development Advisory Committee.

The Executive Secretary will include recommendations on Traffic Lights from the Safety Officer at the next meeting.

The Executive Secretary reported that concerning our Affirmative Action Plans the MCAD has approved our latest efforts.

Unfinished Business

Appointments a. Bd. of Registrars

Motion, DJR sec. RAB, unan. to appoint Richard F. Burtt, Jr. 15 Stonehill Road, Chelmsford to the Board of Registrars.

b. Annual Appointments

The Annual Appointments of Committees and Commissions will be held for the next meeting for a vote by the full Board.

Telephone Pole Groton Rd.

No Hearing Required. Motion, DJR. sec. RAB, unan. to approve Petition from the New England Telephone and Telegraph Co. and Massachusetts Electric Company to erect one pole on Groton Road, approximately 25 feet southerly of Lynn Avenue.

Streetlight Request - Parker Rd.

Request to be held for next meeting.

Friends of Scouting Lease

Held for next meeting.

Approval of Taxi Rules and Regulations

Held for next meeting.

209
Appointment
to Master Plan
Advisory
Council

Held for next meeting.

Bid Awards
Highway
Department
a. Catch Basin
Cleaning

Motion, DJR sec. RAB, unan. based on recommendations of Highway Superintendent, Harold Gray, award of basin cleaning bid to second bidder, Salvatore Ardagna, 58 Commors Street, Fitchburg, MA 01420 - bid \$4.85 per basin.
The Highway Superintendent had indicated that he was not satisfied with work done in the past by low bidder.

b. Acton Rd.

Motion, DJR sec. RAB, unan. as per recommendation by Highway Superintendent, bid for reconstruction of Acton Road awarded to Barco, Inc. d/b/a Woodland Construction, 55 Turnpike Street, West Bridgewater, MA 02379 for low bid of \$219,322.50.

c. Turnpike Rd.
Drainage

Motion, DJR sec. RAB, unan. to follow recommendation of Highway Superintendent and award bid for culvert installation and reconstruction on Turnpike Road to Mill Road Contractors, Inc. 45 Mill Road, Kingston, New Hampshire at a bid of \$64,750.00.

New Business

No new business from Sel. Ready.

Sel. Blomgren has noted a newspaper article regarding traffic problems on Route 3 and that Wang, working with the Public Works Commission, seem to be showing signs of progress. He asked the Executive Secretary to brief the Board at a future point on what they are doing that we are not doing especially with regard to the Route 129 area.

Sel. Blomgren also noted a report in the newspapers regarding homosexual activities in the rest area at Route 3. He wondered if this was a unique situation or an ongoing problem and if we should begin some action to close this area. Board members indicated that there have been reports regarding this area in the past and the Executive Secretary will look into the matter.

Sel. Towle reported that she has received a request that the Cinema take greater care on previews before certain movies, especially movies suitable for younger people. The Executive Secretary will get in touch with the Cinema and request greater care with previews.

Sel. Towle asked the Executive Secretary to check with the Cemetery Supt. regarding the hours that the gates to the Cemeteries are open because she has received complaints that people are using the cemetery grounds for picnics, etc.

Adjournment

Motion, DJR sec. RAB to adjourn meeting at 10:10 p.m.

For the Board of Selectmen, By

Evelyn P. Newman

BOS Meeting
August 20, 1984

Regular meeting of the Board of Selectmen held Monday, August 20, 1984. Members present were: Mr. Ready, Mr. Emerson, Mr. Blongren and Mr. Hart. Miss Towle was absent on personal business. Norman E. Thidemann, Executive Secretary, was also present.

Open Session

During the Open Session of the meeting John Harrington, 149 Boston Road, was present to request that the Town repair the berm along Boston Road from app. #131 - to #161. The road has recently been hot-topped but the berm not repaired. The Ex. Sec. said he will make sure the Highway Dept. makes the repairs.

Mtg. Opened

Vice Chairman Ready called the meeting to order at 7:30 p.m.

Proclamation

Motion JPE, second RAB, unan. to proclaim the week of September 16 - 22 as Emergency Medical Services Week.

Minutes
Approved

Motion JPE, second RAB, unan. to approve the minutes of the June 18 and July 23 meetings.

Unfinished
Business

Under Annual Appointments, motion JPE that the BOS approve the entire list as submitted by the Ex. Sec. RAB said he wants to go through the list on an individual basis, since some attendance records have not been submitted, and there is no info on some of the new names submitted. After extensive discussion, the Board voted unanimously to approve the list of appointments as submitted.

Chelmsford
Quilters -
1-day Beer &
Wine Lic.

At 7:35 pm the Board met with Ann Gallo of the Chelmsford Quilters. Mrs. Gallo said that the Quilters are planning a Quilt Show for October 17 - 20, and are requesting a 1-day Beer & Wine License to serve a wine punch in the Old Town Hall on October 17 from 7:00 pm to 9:30 pm. Motion JPE, second RAB, to grant. Vote was 3 in favor, 1 abstention. (PCH)

New Eng. Tel.
Petition -
Proctor Rd.

George Gagan was present with a petition from New England Telephone Company to install 90' of buried cable on Proctor Road to provide service to a new 12 lot subdivision. Motion JPE, second RAB, unan. to approve this petition.

Dog Hearing:
Menella Dog
112 Tyngsboro
Rd.

At 7:45 pm a Dog Hearing was held on a guard dog owned by Mark Menella, who runs an auto body shop at 112 Tyngsboro Road. The Chairman swore in those persons who wishes to testify. Dog Officer Neal Stanley said that he has had many complaints about the two dogs at Modern Auto Body, 112 Tyngsboro Road, that they are barking and vicious. Whenever he has been there the dogs are always tied, and Mr. Menella has tried to keep the dogs tied behind the building. There had been a problem with another dog from 3 Paillet Drive, but this problem has been cleared up. Mr. Menella told Mr. Stanley that the kids from the apartment house at 4 Paillet Drive tease and provoke his dogs, which makes them bark. The Dog Officer's recommendation is to give the owner time to rectify the situation.

Mrs. Margot Romberg, New York City, who owns the apartment building at 4 Paillet Drive said she called for the hearing due to numerous complaints from her tenants and the resident managers of the building. She said that the dogs barked at her today, and she understands that they are kept tied near her property line. She had also received a complaint that one of the Menella dogs had chased one of her tenants.

Mark Menella then testified, stating that he has 2 dogs, but one is at the shop only during the day when he is there, that he always keeps the dogs chained, and that he is now keeping the dogs at the back of the building. He said that he had put up a new fence and that he is trying to screen the fence so that his dogs cannot see children playing in the next yard. He added that his dog had never chased a tenant of the apartment building.

JPE said that he had gone to the site Friday, and feels that Mr. Menella has taken all precautions to keep the guard dog away from people. Mr. Menella said that the apartment manager knows he is trying to keep the dogs quiet, that he has had some very rude phone calls, and apologized to Ms. Romberg for being abrupt with her on the phone. He said that he can't leave the guard dog inside the building during the day, and feels he needs him at night to prevent break-ins.

Ernest Hayes, 4 Paillet Drive, said he felt it was the guard dog aggravating the other dog, and not the other way around

Sandra Normand, 4 Paillet Drive, said that the fence is dilapidated, and the dogs bark when they see people through the fence. She said they sound vicious, but has no complaints about the dog barking at night.

Stephen LaForge, resident manager at 4 Paillet Drive, said that barking is the biggest problem.

John Miller, 4 Paillet Drive, said his concern is the dog at 3 Paillet Drive, that he has been charged 3 times by this dog and feels the dog aggravates the Menella dogs.

The Dog Officer said that this dog is now kept chained.

Mr. Romberg testified that they had come up from New York City for the hearing, and as owners of the apartment building, are sympathetic to their tenants' complaints.

Motion JPE, second RAB, unan. to give Mr. Menella 30 days to try to solve the problem to the Dog Officer's satisfaction - that he has 4 options: 1. remove the dog from Town; 2. keep the dog in another location during the day; 3. muzzle the dog during the day; 4. secure the dog in a building during the day.

1-day Beer &
Wine License
Gus Coutu

Motion JPE, second RAB, to grant a 1-day Beer & Wine License to Albert Abrahamian for the 3rd Gus Coutu Annual Picnic for Charities on August 26 at the Training School. Vote was 3 in favor, 1 abstention (PCH).

Administrative
Meeting re
Mai Kai

At 8:35 pm the Board met with Attorney Joseph B. Shanahan, Jr. and Grover SooHoo, manager of the Mai Kai Restaurant. Atty. Shanahan presented a letter to the Board. DJR said that they had been asked to attend the meeting because the Police Dept. had reported to the BOS that persons were found drinking in the restaurant after the legal closing hour stated on their All Alcoholic Common Victualler's License. He stated that the BOS is not taking legal action on the license - that this is just an informal hearing. Atty. Shanahan made a statement to the Board - indicating that management of the Mai Kai regrets the situation, that it was poor business judgment on their part, that the doors were closed to the public at 2:00 am as required, and that only 3 friends of the manager and employees were in the facility, and that they were not paying for the drinks that were served. He said that they were doing nothing illegal, that they have never had a violation of their license before, and that it will never happen again. He said that Mr. SooHoo had offered to pay the administrative costs for the meeting. Town Counsel James Harrington stated that the law also includes consumption and serving of alcoholic beverages after closing hours. The meeting of September 12, 1983 was discussed, when the number of police calls to the restaurant was noted as being extremely high. Atty. Shanahan commented that the latest police report shows a 68% reduction in the number of police calls. Motion JPE, second DJR, that the Town accept a voluntary donation of up to \$500 from the Mai Kai for the inconvenience and problems caused by this incident. Vote was 3 in favor, 1 abstention (PCH).

New England
Telephone re
Double Poles

George Gagan, representing Raymond Forbes, New England Telephone Company, discussed the problem with double poles with the Board. A letter had been submitted by Mr. Forbes prior to the meeting outlining the phone company's position on this matter. DJR told Mr. Gagan that the Board is not happy with the number of double poles in Town. Mr. Gagan said that the company spent last Friday doing a survey, that there are 109 double poles in Town, and that 29 of these can be removed by the end of October. He added that the removal of the rest of the poles will depend on the length of time it takes the other 3 companies involved - electric, Cable TV and fire alarms to remove their wires. and that the phone company does not consider 109 poles out of a total of 7800 poles in Town to be excessive.

Unfinished
Business

Motion JPE, second RAB, unan. to approve the list of Election Workers as submitted by the Town Clerk.

Motion JPE, second RAB, unan. to appoint Dennis J. Ready as the BOS rep. to the Master Plan Advisory Council.

Motion RAB, second PCH, unan. to appoint Richard Day, Public Health Director, as the Insect Pest Control Officer for the Town at the salary of \$1,250. per annum.

Unfinished
Business

The position of Town Engineer was discussed. PCH asked about associated costs, such as an office, clerical help, etc. The Ex. Sec. said that \$50,000 had been appropriated at Town Meeting to cover the engineer's salary, clerical and office expenses, and he had considered one of the vacant basement offices. PCH suggested that he be based in the Building Inspector's office and use their clerical help. JPE said he feels the engineer should have his own office and personnel. It was agreed that the new engineer will report to the BOS within 30 days as to what he feels he needs for office space and staff.

Motion JPE, second RAB, unan. to ratify the vote of the Town Engineering Screening Committee and appoint James Pearson, 231 Main Street, Chelmsford, as Town Engineer at a salary of \$32,880 per annum. Letters were received from the Planning Board and Sewer Commission indicating their vote for Mr. Pearson. BOS Roll Call vote was as follows: JPE - James Pearson; RAB - James Pearson; PCH-James Pearson and DJR - James Pearson.

Motion JPE, second RAB, to ratify the vote to grant a 1-day Beer & Wine License to American Legion Post 313. Vote was 3 in favor, 1 abstention.

The Grange Hall lease was discussed, since the Friends of Scouting are not renewing their lease. A letter was received from an abutter stating that the property is not being properly maintained. The Ex. Sec. said that the Board needs to find a permanent tenant or lessor or sell the property to the Housing Authority. DJR recommended that the BOS hold their September meeting at the Grange Hall, invite the Housing Authority and neighbors in the area, and notify the abutters of the meeting.

Motion JPE, second RAB, unan. to accept the Safety Officer's recommendations and request Mass. Electric to install streetlights on Balsam Drive and Parker Road.

Motion PCH, second RAB, unan. to have the Ex. Sec. prepare an updated report on the cost of streetlights in the Town.

Meeting w/
Residents of
Wiggin St. and
Town Counsel

Residents from Wiggin Street were present to question the status of their road. Town Counsel Harrington said that he wants to discuss this with the Board in Executive Session, but he summarized action to date on getting the road completed. He said that the Town has started action in Superior Court against the contractor's corporation and also the principals of the corporation individually, and will ask for the attachment of the individuals' property. He said he has contacted the bonding company, and they claim the bond is fraudulent, but it has their corporate seal on it. He added that if the Town wins the court suit, or collects on the bond, they will complete the road, but the Town can lose its legal rights by going ahead now to complete the work. PCH said that if the Town should lose in court, the BOS will try to come up with a plan to take to Town Meeting. DJR said that the Ex. Sec. will notify the residents of any new developments, and Norman Ouellette will be the contact person. The residents asked if they can have a temporary repair of the road for winter, and PCH told them not at the present time.

Unfinished
Business

Motion JPE, second RAB, unan. to approve the Taxi Rules and Regulations as submitted and reviewed by Town Counsel.

Motion JPE, second RAB, unan. to have the polling places open from 7:00 am - 8:00 pm for the September primary elections.

Reports

Under reports, JPE said that the Board of Health is working closely with Weston and Sampson on closing the landfill, and that the plan is ready for implementation.

RAB reported that he wants to commend the Executive Secretary, the Safety Officer and the Police Chief for the action being taken in the Crystal Lake area.

He also reported that the Dog Officer has submitted a list of equipment needed and asked the BOS to support purchasing the needed equipment - a Save a Pet Cage and a Dart Gun. Motion RAB, second JPE, unan. to authorize the Ex. Sec. to purchase this equipment after checking the Dog Officer's budget.

DJR reported that members of the Chelmsford Police Dept. were part of the Lawrence Task Force during the recent disturbances, and he wants to publicly commend them for their good work.

DJR also reported that the Southwell Field Working Committee is still in the process of reviewing architects.

The Ex. Sec. reminded the Board of the joint meeting with the School Committee and the Cable TV Committee on Wednesday evening at the Parker School.

He also reported that there was a meeting of the Crystal Lake Committee, and a list of items has been sent to various department heads for their recommendations.

New Business

Under New Business, JPE said that a group has approached him requesting that the BOS re-name "Chicken Corner" in Central Square Eriksen Corner, in honor of Henry Eriksen, who has lived in Town for 86 years and owned the store on the corner for many years. Motion JPE, second RAB, unan. to rename the corner "Eriksen's Corner".

Motion JPE, second RAB, unan. to request Bernard Lynch to check into any available funding for the restoration of the North Town Hall and report back to the Board.

Motion RAB, second JPE, unan. to have the Ex. Sec. have the acoustical system in the Meeting Room checked.

Motion PCH, second JPE, unan. to write to the State DPW thanking them for completing the work on the Rotary and ask them to replace the Yield signs with Stop signs, that the Board felt the Stop signs were much safer.

Samuel Poulten, School Committee member, was present and told the Board that at their joint meeting Wed. night the School Committee will present 4 viable proposals for incentive aid.

At 10:15 p.m. motion JPE, second RAB, to adjourn to Executive Session to discuss pending litigation on Wiggin Street and the landfill.

For the Board of Selectmen, by

Judith E. Carter

Minutes

Board of Selectmen - August 22, 1984

RECEIVED
OCT 10 09 AM '84

(Minutes of Selectmen's Actions taken during Joint Meeting
with School Committee and Cable TV Commission)

Members Present: Dennis J. Ready, John P. Emerson, Jr., Roger A. Blongren and
Norman E. Thidemann, Executive Secretary

The meeting started at 7:40 p.m. Others present included the School Committee
CATV Commission, Superintendent of Schools, Finance Committee Chairman and the
press.

The Board voted unanimously to send a letter of support for pending legislation
that would earmark a percentage of CATV Company Revenue to municipalities.

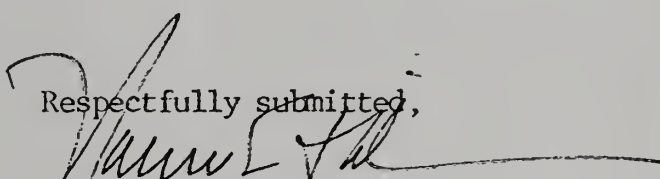
The Board voted unanimously to approve the Channel 43 policy as presented.

The Board voted unanimously to have the Highway Department inspect and over-
haul the van that is used by the CATV Director.

The Board voted unanimously to support an "Incentive Aid" application for a
joint personnel system.

The joint meeting adjourned at 9:35 p.m.

Respectfully submitted,


Norman E. Thidemann
Executive Secretary

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BOS Meeting
Sept. 24,
1984

Regular meeting of the Board of Selectmen held Monday, September 24, 1984. Members present were: Miss Towle, Mr. Ready, Mr. Emerson, Mr. Blomgren and Mr. Hart. Norman E. Thidemann, Executive Secretary, was also present. Meeting called to order at 6:30 p.m.

Public
Hearing
Grange Hall

A Public Hearing on Lease or Sale of Grange Hall (Scout House) located on Proctor Road in South Chelmsford was held. Chairman Towle explained that the Hearing was being held to hear proposals concerning the building and that the Housing Authority, Historical Commission and several individuals were present to speak on the future of the building. Ruth Delaney was present from the Housing Authority and stated that their proposal is to use the building, not changing the outside to any extent, and convert to family housing. She said that the Housing Authority must provide 15 units of family housing to support their application for 60 units of elderly housing at the North School site. Mrs. Delaney said that the architect from the State thinks the Grange Hall could be very likely re-done and not doing a great deal on the outside, convert the building to a duplex. This would be all that they would plan to do at this particular site.

Kathleen Gavan, 47 Proctor Road asked if low income subsidized housing was approved for the building, who would maintain it and Mrs. Delaney explained that the Housing Authority would maintain the building and grounds the same as they maintain the McFarlin Manor and Smith Street complex. Raymond Kroll, 43 Proctor Road asked about the average turn-over in family housing and Lisa Shanahan from the Housing Authority said that the turn-over is not great in the Section 8 Program. Under family aid the size of the family would depend on the number of bedrooms available in the unit. Persons who would qualify

for low income housing would be a family of four or five people with an income of \$23,000 or two persons with an income of about \$14,000. Income limits are set by the State. Daniel Murphy, 11 Proctor Road asked if the Housing Authority would have a staff to take care of the building and Mrs. Delaney explained that the Authority has one full time maintenance person and one part time person and would probably hire another person. Lisa Shanahan would be directly responsible for the building. Mrs. Chandler, 18 Proctor Road expressed concern that the children living in the units would not be well behaved and Mrs. Delaney said that these people would be the same people who are presently living in Chelmsford, but the units would not be restricted to people from Chelmsford. However, the Housing Authority has found that people want to stay in the area where they were raised. To change the building to a duplex dwelling the Housing Authority would have to request a variance just for this particular site. This would not mean that the entire neighborhood would be re-zoned. If the Housing Authority decided to sell the building or discontinue the use of the building, the variance does not continue. Some of the residents present stated that they were in favor of elderly housing at the site, but not low income family housing. Kevin Harding, 21 Proctor Road asked the cost of developing the duplex housing and Mrs. Delaney said that there would be \$45,000/\$50,000 per unit available. The question was asked if the building is sold and the new buyer wanted to demolish the present building, would another building have to be residential. Answer to this question was, "yes" Jane Drury was present from the Historical Commission and explained that the building was built in 1908 by a local and known architect, Edwin Clark. She commented that there are not many buildings like the Grange Hall left and she would not like to see it torn down or greatly changed on the outside. Ms. Drury concluded by stating that it appears that the Housing Authority does not intend to change the outside of the building much and for this reason the Historical Committee would go along with this proposal. Mr. Harding who lives on the side of the Scout House said that he has no objection to the proposal submitted by the Housing Authority, but he does object to the Town leaving the building as it is, and also commented that he has put out fires in the rear and the front of the building. Alice Dryden of 34 Proctor Road recalled when the building was used as a school for the children in the neighborhood and would like to see it restored to that condition on the outside and the grounds restored. The BOS indicated that they would like to do with the building what the neighborhood wanted done with it and some members of the audience indicated they would like to keep the building as a single family residence. The BOS have to go to Town Meeting to sell the property or to turn the property over to the Housing Authority. Sel. Ready stated that we had four options: Accept the Housing Authority proposal offer the building as a single family residence with the stipulation that the outside of the building remain the same, offer the building for sale, and agree that it could be torn down for a new single family residence without restrictions, or leave the building as Town property and lease it out. Most of the neighbors present indicated that they would prefer to have the building offered for sale as a single family residence preserving the outside of the building. Neighbors were asked if they would be willing to have the building turned over to the Housing Authority if no one showed an interest in purchasing the property for a single family dwelling, with restrictions, and only a few people were in favor of this proposal. The Executive Secretary explained that the BOS will sit down with the Building Inspector and Town Counsel so we can develop a plan of attack and go out for proposals. From that point on it would require going out for bid, going to Special Town Meeting or Annual Town Meeting in order to do something with the structure. Jane Drury asked if the Historical Commission could have some input in the proposal and the neighbors indicated that they would like to also have some input in the proposals. Sel. Hart suggested another meeting, or send out copies of the plans and ask for comments. The Executive Secretary indicated that the Town will be boarding up the windows and painting the boards - front and back windows and at the request of one of the neighbors, lighting around the building will be provided. Neighbors also requested that the Police Department

patrol the area more often. One woman asked to have false windows painted on the window boards and the BOS indicated that this would be taken into consideration when they board up the windows.

Meeting at Grange Hall adjourned at 7:15 p.m. to reconvene at the Town Offices.

For the Board of Selectmen, by

Emulyn S. Newman

Sept. 24, 1984 Mtg. Reconvened at Town Offices 8:00 p.m.	Reconvened meeting of the September 24, 1984 Board of Selectmen's Meeting. Chairman Towle reconvened the meeting at 8:00 p.m. at ^{Town Offices} Members present were: Miss Towle, Mr. Ready, Mr. Emerson, Mr. Blomgren and Mr. Hart. Executive Secretary Norman E. Thide-mann was also present.
Proclamations	Motion DJR, second JPE, unan. to proclaim September 7 - September 18 as World Peace Days. Motion DJR, second JPE, unan. to proclaim the week of September 7, 1984 as National Adult Day Care Week.
Minutes Approved	Motion DJR, second JPE, unan. to approve the minutes of the meeting of August 20, Regular and Executive Sessions, and the meeting of August 22, 1984.
"The Mill" - IDFA Bond with- drawn	At 8:00 p.m. Attorney Joseph B. Shanahan, Jr. was present representing Braeburn Development Corp. who intend to develop "The Mill" in North Chelmsford. Mr. Shanahan told the Board that this meeting was originally scheduled for an IDFA bond Public Hearing, but since they are having a Site Plan Review Hearing with the Planning Board Wed. pm, they would like to withdraw the bond application until they can present the Board with an approved Definitive Site Plan. Motion DJR, second JPE, to allow the bond application to be with- without prejudice. Vote was 4 in favor, 1 abstention (PCH). drawn
Reports	Under Reports, DJR asked about the wish lists requested from each department, and the Ex. Sec. said that a list could be ready by October 15th. DJR asked about the North School Auction and the Ex. Sec. said that it will be more like a Yard Sale - the purpose being to get rid of all the old tables, chairs and desks. He added that a definite date has not been set, but it will probably be the weekend of October 13. DJR also reported that the Master Plan Committee is hoping to submit an article for the November Special Town Meeting to obtain funding for a new Master Plan. JPE reported that he and DJR have met with Vanasse/Hangen, and they have completed the Route 129 plans. He also reported that the Dog Pound Committee has met with an East Chelmsford resident who has a viable offer, and they will be holding a Public Hearing and report back to the Board. RAB reported that he has looked over the lists of goals and accomplishments submitted by various departments, and said it is a good start and thanked those departments who have submitted lists.
1-day All Alc. Lic. - Howard Johnson's Motor Lodge	At 8:10 p.m. Attorney Shanahan presented an application for a 1-day All Alcoholic License for H and J Services, d/b/a Howard Johnson's Motor Lodge, to be used on October 13, 1984, the official opening of the 119 room inn, and stated that they will be applying for a permanent Innholder's License at the next meeting. Motion DJR, second JPE, to issue the 1-day license. Vote was 4 in favor, 1 abstention (PCH).
North School Yard Sale	DJR noted that Samuel Poulten, School Committee member, was present, and Mr. Poulten asked if the North School Auction would be the same as the "Nostalgia Auction" that he had requested. The Ex. Sec. indicated that it would be, and Mr. Poulten said that he wants townspeople to be able to buy a "piece of nostalgia". The Ex. Sec. again noted that the auction will probably be held October 13th, and we will let the School Committee know by next week.

Ex. Sec.
Reports

The Ex. Sec. reported that 2 more proposals have been prepared for submission to the State's Incentive Aid Program, one for additional funds for the Master Plan, and one for a small amount for the Town Accountant's Office for modifications to comply with the GAAFR Project.

The Ex. Sec. reported on the public hearing held at the Grange Hall earlier this evening, stating that the BOS had met with the neighbors and the Housing Authority to hear their input, and also that of the Historical Commission. He said that the 30 - 40 residents present would support the selling of the property for a single family residential building, with the exterior of the property to remain the same. The Housing Authority proposal would be a back-up proposal, with 2 units of either low-income or elderly housing. He said that the BOS agreed to board up the windows and paint the plywood to look like panes of glass.

Motion DJR, second JPE, unan. to hold a Special Town Meeting on November 19th, and to include an article to authorize the BOS to dispose of the Grange Hall.

Unfinished
Business

Under Unfinished Business, the drainage problem on Dunshire Drive was discussed. The Ex. Sec. told the residents present that the latest estimate from the Highway Dept. is for app. \$13,000 to rectify the problem, and that there are several options - the BOS could place an article on the STM warrant for this money so that the work could be done this winter, which is the best time, and this would probably be the most feasible way of doing it. Motion DJR, second JPE, unan. to put an article on the STM warrant for this funding, and also to add an article that the BOS had voted to support with the School Committee. RAB asked if there was any other way to have the drainage work done sooner and the Ex. Sec. said that we could take a chance that STM will fund and start the work, or ask the FinCom for a transfer. RAB commented that the damage done to residents' property could constitute an emergency, but JPE stated that if we start the work before the ground is frozen we could do further damage to the property. Motion PCH, second RAB, unan. to instruct the Highway Supt. to go out for bid in the near future.

New England
Tel. Petition
Parkhurst Rd.

Mr. Paul was present with a joint pole petition from New England Telephone and Mass. Electric Companies for permission to move the pole at the intersection of Smith and Parkhurst Road 10 feet northerly on Parkhurst Road. He stated that there are no plans to rip up the road, and if any damage is done, it will be repaired. PCH recommended that they be given permission to move the pole but not disturb the road surface. RAB asked how they are doing removing double poles, was told that is under George Gagan, and he asked that the next time New England Telephone comes in to a meeting they be prepared to give a progress report on double poles. Motion DJR, second JPE, unan. to approve the petition including the stipulation that no work can be done on the road surface.

Unfinished
Business

The Ex. Sec. had updated the number of streetlights requested and approved by the BOS at an average cost of \$70.00 per year. There are 9 lights currently on the list, approved by the Safety Officer and being recommended either for safety or newly accepted streets. Motion DJR to approve items 4 - 8 on the list, 2nd RAB for discussion. RAB asked if any lights can be removed, and the Ex. Sec. said he is going to talk with the safety Officer about downgrading some lights in Town. Vote on DJR, motion was unanimously in favor.

Bid Awards

Motion DJR, second JPE, unan. to award the bid for the painting of center lines to Markings, Inc., Pembroke, Mass. as recommended by the Supt. of Streets.

Motion DJR, second JPE, unan. to award the following bids as recommended by the Fire Chief: 1. Three Self-contained Breathing Apparatus to Capital Fire Equipment, Inc. in the amount of \$2,635.20; 2. Fire Alarm Central Control Unit to R. B. Allen Co. in the amount of \$16,850.00; and 3. New roofs on the South and North Fire Stations to Bureau Brothers, Lowell, in the amount of \$17,175.00.

Motion DJR, second JPE, unan. to award the bid for the demolition and clearance of the North School site to the low bidder H. E. Allard Co., Dunstable in the amount of \$16,800.00. RAB questioned the discrepancies in the bids, and the Ex. Sec. reported that he has spoken with Mr. Allard and he will stick with his bid. The Ex. Sec. had received estimates of \$25 - \$30,000, and this bid will allow funds for clean-up and landscaping. DJR requested that an item be placed on the agenda after the

Appointments

demolition is completed to discuss how to spend the leftover monies.

Under Appointments, motion DJR, second JPE, unan. to appoint Richard J. Day as Municipal Coordinator and Fire Chief Frederick Reid as Acting Municipal Coordinator under the Right to Know Law.

Motion DJR, second JPE, unan. to appoint Rose M. DePonte, 270 Littleton Road, as Part-time Clerk for the Council on Aging.

Motion DJR, second JPE, unan. to appoint Moriece and Gary of Cambridge as design consultants for the Southwell Field project, and also to approve the hiring of the Museum of Afro-American History to undertake the archaeological survey at the site for the sum of \$3,357.15.

Motion DJR, second JPE, to appoint Jason Athas, 194 Westford Street, to the Traffic and Safety Committee. RAB requested a Personal Hold.

Motion DJR, second JPE, unan. to re-appoint Susan Carman, 8 Thomas Drive, to the Traffic and Safety Committee.

1-day Licenses
Approved

Motion DJR, second JPE, to approve the 1-day All Alcoholic License for Gagnon Carpet, 18 Alpine Lane. Vote was 4 in favor, 1 abstention (PCH).

Motion DJR, second JPE, unan. to appoint Erik E. Merrill, 10 Edgewood St. to the Auxiliary Police.

Motion DJR, second JPE, unan. to approve the issuance of a 1-day Auctioneer's License to Gerald Broyles, Concord, for an auction to be held at the Central Congregational Church on September 29, 1984.

Route 129 Update

The Ex. Sec. gave an update on the Route 129 traffic study, saying that the BOS had met with NMAC several months ago, that the proposed changes would have a minimal impact on traffic in the Center, and that the reconfiguration of the intersection of Route 129, Golden Cove Road and Turnpike Road is a workable solution. He added that he has talked with the state about strategy and that we probably can't get all the money in one lump sum, it would have to be in phases. Motion DJR, second JPE, unan. that as a policy decision, the BOS will submit an over-all plan, and then phase plans.

Town Engineer
Welcomed

There was no New Business. Chairman Towle welcomed James Pearson as the new Town Engineer. She also reminded all of the voter registration deadlines.

Grady Drive
Residents re
House Numbers

Residents of Grady Drive were present to discuss their house numbers with the Board. When they bought their homes, the builder told them they were Nos. 1, 3 and 5, but they have since found that Town records indicate that they are numbers 2, 5 and 6. They have talked with Town Counsel, and are asking the BOS to let them keep the numbers 1, 3 and 5 that they have used for the past 7 years so that they do not have to change all their records. PCH requested that the Ex. Sec. check again with Town Counsel. Motion DJR, second JPE, unan. to let the residents keep Nos. 1, 3 and 5.

Adjourn to Ex.
Sess. re Coll.
Bargaining

At 9:05 p.m. motion DJR, second JPE, to adjourn to Executive Session for the purpose of discussing strategy with regard to collective bargaining. Roll Call vote was as follows: DJR-Aye; JPE-Aye; RAB-Aye; PCH-Aye; BAT-Aye. The Chairman announced that the Board would not be returning to open meeting.

For the Board of Selectmen, by

Edith E. Carter

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Regular BOS
Mtg. Oct. 15,
1984

Regular meeting of the Board of Selectmen held Monday, October 15, 1984. Members present were: Miss Towle, Mr. Ready, Mr. Emerson, Mr. Blomgren and Mr. Hart. Norman E. Thidemann, Executive Secretary, was also present.

Proclamation

Miss Towle called the meeting to order at 7:30 p.m. Nov 9 10 02 AM '84
Motion DJR, second JPE, unan. to proclaim the week of October 7 - 14 as League of Women Voters Week in the Town of Chelmsford.

Minutes Approved

Motion DJR, second JPE, unan. to approve the minutes of the September 24 meeting, both Regular and Executive Sessions.

Roadside Vendor's License -
A. Liguori

Alan Liguori came before the Board with an application for a Roadside Vendor's License to sell Christmas trees on Lot #17, Drum Hill Road, between the hours of 8:00am and 11:00 pm, as he has in the past several years. Motion DJR, second JPE, to approve this license; vote was unanimously in favor.

Board Reports

Under Board Reports, DJR reported that the Traffic and Safety Committee had come up with one recommendation to help alleviate the traffic problems in Central Square. He reported that the Drug and Alcohol Prevention Committee had invited all holders of liquor licenses in the Town to attend their last meeting, and only John Harrington and William Burns attended, but what they had to say was very informative. He wanted to thank the Holiday Decorations Committee for the flags in the square on Columbus Day and another holiday well done.
He also reported that the Board had met with Lowell Cable TV, which will be discussed in Executive Session, but that Lowell Cable has asked for a rate increase, which the BOS has to accept because they have no control over rate setting. RAB added that the Board did not accept the notice of the increase without expressing their concern to Lowell Cable and Colony and that the Board is unhappy with the increase, and that they will be meeting again soon with Lowell Cable.

New Eng. Tel.
Petition -
Billerica and
Turnpike Roads

At 7:40 pm George Gagan, New England Telephone Co., presented a petition for permission to place conduit at Billerica and Riverneck Roads to increase service to businesses in the area. The Ex. Sec. told him that the Park Commissioners have requested that the phone co. take care of the small triangle near the Prudential building. Mr. Gagan stated that they want to start work the end of October and PCH warned him about the Highway regulations on street openings after November 15, and DJR said that the state is contemplating road work in that area. Motion DJR, second JPE, unan. to close the hearing and table the vote until after the Board meets with Raymond Forbes of the phone company at 8:45 p.m.

Joint Petition
Gorham Street

Mr. Gagan then presented a joint petition with Mass. Electric for permission to move a pole on Gorham Street, at the homeowner's request. Motion DJR, second JPE, unan. to table the vote on this petition until after 8:45 p.m.

Public Hearing -
All Alcoholic
Innholder's
License - H J
Services, 187
Chelmsford St.

At 7:45 p.m. Attorney Joseph B. Shanahan, Jr. represented William Kelley and Kathleen Kelley, d/b/a H J Services, at a Public Hearing on their application for an All Alcoholic Innholder's License and Weekday and Sunday Entertainment Licenses for Howard Johnson's Motor Lodge, 187 Chelmsford Street. He presented birth certificates for both Kelleys, and Return Receipts of notice of the hearing. He said that this application is the final step in expanding and improving Howard Johnson's Motor Lodge from 56 to 119 rooms. They are requesting the Innholder's license to serve food and alcoholic beverages to guests in their rooms and persons attending functions at the lodge. They would like the license to also apply to the outside area around the pool, which is surrounded by a chain link fence. The Kelleys' parents have run Howard Johnson's Restaurant for over 20 years, so both applicants have had over 10 years experience in the hotel/restaurant business. When questioned he said that this is not a change in Howard Johnson's existing license, but a new and separate license for the motor lodge, and that there will be no bar as such, the license is only for room service and functions. They are requesting the Entertainment Licenses for television and live background music. Mr. Shanahan then explained the business arrangement with PKS Realty Trust, which owns the whole parcel of land, stating that the restaurant is run by Roslyn Shops of Chelmsford

and the motor lodge will be run by H J Services. The Ex. Sec. said he had spoken with the Police Chief and there have been no unusual incidents on the premises. Brambles Lounge has a Special Duty Officer on weekends. Mr. Shanahan also told the Board for the record that the list of abutters provided by the Assessors' Office should have been dated Jan. 1, 1984, not 1983.

No one present spoke in favor of or opposition to the application. Motion DJR, second JPE, to approve the applications, with the restriction that service to the pool area would end at 11:00 pm. The vote was 4 in favor, 1 abstention (PCH).

Transfer - Class
II Auto Dealer's
License - 112
Tyngsboro Road

Craig Chandonnet, C & C Automotive and Auto Body Service, was in to request a transfer of the Class II Auto Dealer's License at 112 Tyngsboro Road from Gerald Martin Inc., to C & C Automotive. He is renting the building from Mr. Martin, and would be restricted to 15 vehicles, as is the present license. He will use the area for an auto body shop and used car dealership. Motion DJR, second JPE, unan. to approve the transfer of this license.

Joint Petition -
Robin Hill Road

At 8:05 pm Mr. Gagan presented another joint petition to install 2 poles on Robin Hill Road to service new homes on Robin Hill Road and Steeple Drive. Motion DJR, second JPE, unan. to table the vote on this petition until after the meeting with Mr. Forbes at 8:45 p.m.

Menella Dog
Hearing Cancelled

Chairman Towle announced that the Menella Dog Hearing scheduled for 8:10 p.m. was cancelled because the parties involved had reached an agreement.

Board Reports

Under Reports, JPE stated that he had attended a Waste Water Pollution Conference in New Orleans and was told by officials of the EPA that Chelmsford is the largest single community in the US without sewerage. He also added that he would like to publicly thank Michael O'Connell, Town Public Buildings Department, for the excellent job he has done re-painting the Town Offices sign.

RAB reported that he would like to commend the Rotary Club for clearing Chelmsford Street and McFarlin Manor and moved to send them a letter of commendation and thanks, seconded by DJR, unan. He wanted to thank the Ex. Sec. for organizing the North School Yard Sale and Bill Edge and his department and the Highway Dept. for their work at the sale. Motion DJR, second RAB, unan. to send them letters of thanks.

RAB also stated that Article 47 of the ATM re Handicapped Parking was approved by the Attorney General and he asked that the Ex. Sec. enact all processes of this and all other articles enacted at ATM. He asked for a 90-day post-meeting limit on enacting the provisions of ATM. DJR reminded him that it takes 90 days after ATM for the Attorney General to even approve the articles.

RAB then talked about the water district consolidation, noting that the BOS had sent letters to all districts encouraging consolidation. East Chelmsford took this proposal to their water takers and it was voted down. He feels the BOS should be concerned about the quality of water in the whole town, and moved that the BOS send a letter to the East Water Commissioners asking them to attend a meeting. Second DJR for discussion. Chairman Towle said that she lives in East and that the residents there are afraid that with a merger the quality of their water will revert back to the poor water it was 12 years ago.

Attorney Shanahan
Stoney Brook
Tavern Extension
of License

Attorney Shanahan asked to address the Board relative to the Stoney Brook Tavern Alcoholic License, which the Board voted to issue in April with a 90 day contingency that they take possession of the property within 90 days. This was extended at the end of July for another 90 days. He said that the new zoning by-laws have wrecked havoc with the development of this project, that they had received Special Permits from the Planning Board on Sept. 26, that the Mass. IDFA has changed their guidelines and they now have to re-apply to the Board of Appeals. He is now asking the Board for another 90-day extension, since none of this has been his client's fault. Motion DJR, second JPE, to extend the license to the first BOS meeting after 90 days from now (Jan. 15, 1985). Vote was 4 in favor, 1 abstention (PCH).

Classification
Public
Hearing

At 8:30 p.m. a Public Hearing was held on Classification for tax purposes, as required by law. The Ex. Sec. explained that the law requires this hearing to be held before the tax rate for a community can be set, and the BOS has to decide whether to adopt different rates for different classifications of property. \$21.25 is the rate used for discussion purposes - under Prop. 2½ the tax rate could go to \$21.52. All members of the Board of Assessors were also present, and said that with our present system all types of property - residential, commercial, industrial and personal property are all taxed at the same rate and that the Board of Assessors has voted to go with a single rate again this year. DJR noted that the Assessors are asking for \$100,000 at the upcoming SIM for interest, due to the lateness of the fall tax bills, and asked why the bills are going to be late again. Janet Lombard said that the process in setting the tax rate is more time consuming and complex than it has been. Dr. John Crane, 22 Middlesex Street, asked why the question of classification is coming up now, when the bills are already late and it is costing the Town money by not setting the rate, and the Ex. Sec. told him that it is required by law to have the hearing before the rate is set. Motion DJR, second JPE, unan. to maintain the rate of 100% for all classes.

Mtg. with R.
Forges, NET
re Double Poles

At 8:45 p.m. the Board met with Raymond Forbes, New England Telephone Co. re double poles. He gave the Board a status report on the removal of the double poles, stating that in January, 1984 there were 139 double poles, and there are now 89 outstanding double poles, or app. 1% of the 7,900 poles in Town. 12 more will be removed by the end of November and they feel that they are on top of the problem. He added that 16 poles still have fire alarm systems on them, and when RAB asked for some commitment as to when they will be removed, Mr. Forbes said by the end of the year. All Board members commended the phone company for the progress they are making, and asked them to make sure the program continues. Mr. Forbes said they will, but that they probably can't get much below 1% of all the poles in Town. Motion DJR, second JPE, unan. to approve the New England Telephone Company petition for Billerica and Riverneck Roads, Gorham Street and Robin Hill Road.

Board Reports

Under reports, RAB stated that members of the Board have been contacted by parents of band members asking the BOS to put an article on the SIM warrant for uniforms, but that the Board has not been successful with the FinCom in obtaining funding and the band will not have uniforms for the Thanksgiving Day game.

Ex Sec. Re-
ports

The Ex. Sec. reported on several subjects - he apologized to the Board for putting several items on the agenda under Unfinished, rather than New Business. He said that the North School Yard Sale was an enormous success, that the goal was to clean out the old furniture, and they got rid of app. 80% of the stuff. The total sales came to \$1,060. The Ex. Sec. said he wants to thank Bill Edge and his crew, and also the Highway Dept. workers, for a job well done. He asked the Board's approval to submit applications for grants for painting the Center Town Hall (Historic Preservation) and for the Center and Winal Square Commons. Motion DJR, second JPE, unan. to submit these applications.

The Ex. Sec. also reported that we are going ahead with implementation of the hardi capped by-law, and that the "Wish List" is now available.

Unfinished
Business

Motion DJR, second JPE, to approve a 1-day All Alcoholic License for Classic Occasions Catering, to be exercised at Howard Johnson's Motor Lodge at their grand opening. Vote was 4 in favor, 1 abstention (POI).

Motion DJR, second JPE, unan. to award the sale of the 1947 Studebaker Fire Truck to the high bidder, J and L Truck Repair of Chelmsford.

The proposed Stop sign for Robin Hill Road will be put on Hold until we receive a report from the Police Department.

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Motion DJR, second JPE, unan. to appoint Jason Athas, 194 Westford Street, to the Traffic and Safety Committee

DJR then said that Governor Dukakis wants to come to Chelmsford Wednesday afternoon at 3:00 pm to meet with the Traffic and Safety Committee and the BOS at the Center Town Hall.

The Board then discussed the list of warrant articles for the STM prepared by the Ex. Sec. #2 - Band Uniforms - motion DJR, second JPE, unan. to include. #4 - drainage on Dunshire Drive and Robin Hill Road - motion JPE, second RAB. unan. to include. Motion DJR, second JPE, unan. to have PCH be part of the recruiting process in hiring contractors for snow removal. #5 - Bituminous concrete - some is needed for Spring prior to FY86 - Motion PCH, second JPE, unan. to include. #5 - Sidewalk Snow Blower - PCH commented that this is one piece of equipment that cannot be hired - motion PCH, second DJR, unan. to include. #5 - Locust Street - the Ex. Sec. said that the main problem is drainage, but the road is full of ledge and needs re-surfacing. Motion PCH, second JPE, unan. to put on a priority list for the ATM. #6 - Interest for late tax bills - motion DJR, second RAB, unan. to include an article - not to exceed \$60,000. #7 - upgrading Cemetery Supt.'s job - motion DJR, second JPE unan. to have the Ex. Sec. obtain more information and then poll the Board. #8 - Assessors - update values - motion JPE, second RAB, unan. to include; upgrade N. Maher (already approved by the BOS) - motion DJR, second JPE, unan. to include; #9 - Planning Board Master Plan - motion JPE, second DJR, unan. to include. #11 - Library Retirees (sick and vacation pay buy-back) - motion DJR, second JPE, unan. to include. #11 - Handicapped Survey - motion DJR, second PCH, unan. to Hold for ATM warrant. #12 - Police Station roof - considered an emergency - motion DJR, second PCH, unan. to have the Ex. Sec. go to the FinCom for a transfer, and if not successful, then to place on the STM Warrant. #13 - permission for the BOS to sell the Grange Hall - Motion DJR, second JPE. unan. to include. #'s 14, 15, 17 and 19 - motion DJR. second JPE, unan. to save these articles for the ATM and not include them on the warrant for the STM. #16 - land conveyance to Arthur Bentas - motion DJR. second JPE, unan. to include. #18 - rescind old Sewer Bond - motion JPE second DJR, unan. to include (the Ex. Sec. said it could affect our bond rating if not done). #20 - permission for Eminent Domain on Billerica Road - motion DJR, second JPE, unan. to include.

Under unfinished business motion DJR, second RAB. to approve the Traffic and Safety Committee's recommendation to not allow left-hand turns onto Billerica Road by south-bound traffic on Route 110. PCH noted that the First Bank is opposed to this and JPE asked for a Hold until we can get a report from the Police Safety Officer and the Ex. Sec. can then poll the Board.

Under New Business, DJR noted that Cable 43 is holding a telethon to raise money for the Old Town Hall. and that pledges can be sent to the Town Accountant.

JPE reminded residents to watch the "Sewerage Soup" program to be sponsored by the League of Women Voters next Monday.

RAB requested that JPE give the Board an update on the Dog Pound at the next meeting.

At 10:05 pm motion DJR, second JPE, to go into Executive Session for the purpose of discussing pending litigation. Roll Call vote was as follows: DJR-Aye; JPE-Aye; RAB-Aye; PCH-Aye; BAT-Aye. The Chairman announced that the Board would not be returning to open session.

The press asked about speeding and cutting through traffic in back of the Town Offices and the Ex. Sec. said he and the Safety Officer are looking into this problem.

For the Board of Selectmen, by

Judith E. Carter

Warrant
Articles for
Nov. 19
Special Town
Meeting

New Business

Adjourn to
Executive Sess.
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Regular BOS
Meeting
11/5/84.

Regular meeting of the Board of Selectmen held Monday, November 5, 1984. Members present were: Miss Towle, Mr. Ready, Mr. Emerson and Mr. Hant. Mr. Blomgren was away on business. Norman E. Thidemann, Executive Secretary, was also present.

Open Session

During the open session Ms. Joanna Clayton, was present to discuss her problems re rubbish collection with the Board. Ms. Clayton had written to the BOS, we had written to BFI, and they responded that her van is parked in the way, which is why her rubbish is not always collected. Ms. Clayton gave the Board pictures that she had taken of her van and the barrels. After discussion, it was agreed to have the Ex. Sec. pursue the matter with Ernie Stone of BFI.

Call to Order

Chairman Towle called the meeting to order at 7:30 p.m.

Minutes Approved

Motion DJR, second JPE, unan. to approve the minutes of October 15, 1984, both Regular and Executive Sessions.

The meeting with Peter Wetherbee to discuss the purchase of Town-owned land was cancelled until some time in January.

Meeting with
Town Engineer
re Clerical
Help and
Office Space

Town Engineer James Pearson was present to discuss his clerical needs with the BOS. He had sent the Board a memo requesting a clerk and enlarged office space. The Ex. Sec. said that a clerical work station could be set up outside Mr. Pearson's office and a clerk could answer phones both for him and Community Development, since they share the same number. He added that a specific job description would have to be developed, since this is a union position, starting off as Junior Clerk. Mr. Pearson told the Board that he will keep a clerk busy full-time within 2 months, but could make do sharing a clerk with Mr. Lynch until the end of the Fiscal Year, due to budgetary restraints. Motion JPE, second by PCH for discussion, to advertise for an administrative full-time (Junior) Clerk to serve both the Town Engineer and Community Development. PCH asked if Comm. Dev. had any funds for a clerk, and the Ex. Sec. said they could probably pay for about 5 hours per week. JPE amended his motion to read "Junior" Clerk, seconded by CPH, unan.

Roadside
Vendor's
Licenses for
Christmas
Trees

Several groups were present to apply for Roadside Vendor's licenses to sell Christmas trees. Art Fisher said Little League would like permission to sell trees at their ballfields on Route 110 on Fridays from 6:00 - 10:00 pm, and Saturdays from 10:00 am - 9:00 pm from Dec. 8 - Dec. 23, 1984. Motion DJR, second JPE, unan. to grant this license. Donald Faulkenham presented an application for a license to sell trees at Waite's Farm on Acton Road, as he has done in the past, from 8:00 am - 11:00 pm from Dec. 1 - Dec. 24, 1984. Motion DJR, second JPE, unan. to approve. Don Simmons requested permission for the Jaycees to sell trees at 1 Village Square from 8:00 am - 9:00 pm from Dec. 7 - Dec. 24, 1984. Motion DJR, second JPE, to approve.

1-day Liquor
License -
Scholarship
Fund 50's
Dance

Dick Main was present with an application from the Town of Chelmsford Scholarship Fund for a 1-day All Alcoholic License for a '50's dance to be held in the Town Offices gym on March 29, 1985 from 8:00 pm - 12 midnight. Motion DJR, second JPE, to grant this license. Vote was 3 in favor, 1 abstention (PCH). The application of Pop Warner for a 1-day All Alcoholic License was withdrawn.

Board Reports

Under reports, JPE reported that the Town has spent \$268,000 on the Step I Facility Plan for sewerage and asked all the Townspeople to vote Yes on Question 1 on the ballot tomorrow, adding that if it is not passed, the state can fine the Town \$10,000 per day retroactive to 1971, or can sewer the Town and take \$52 mil. from the Cherry Sheet. He is asking the people to exempt the costs of sewer bonding from Prop. 2½ and said the BOS will consider reclassification next year.

DJR added that we need everyone to vote Yes on this crucial issue, and PCH added that the Board is unanimously in favor of supporting Question #1. BAT said she wants to compliment the Sewer Commission on an excellent job.

DJR reported that the Traffic and Safety Committee met with Governor Dukakis on October 17, and he appointed Tom Hubbard from EOCD as liaison with the Town. DJR has met with Mr. Hubbard and studied various grants for traffic improvements.

Tambone Future Development

At 8:00 pm the Board met with Anthony Tambone re future developmental plans in Town by Tambone Corp. Attorney John Carragher represented Mr. Tambone and told the Board that there is substantial development to take place. He introduced Frank Stuart and Bob Brustlin of Vanasse/Hangen. They said that Tambone now owns 65 acres of land between Billerica Road and Riverneck Road, with frontage on both, and the parcel abuts the end of Progress Ave. They are planning to subdivide and build 5 buildings in an industrial research park, and will construct a wastewater treatment plant, which will eventually tie into the Chelmsford sewer system. The plan meets all local zoning by-laws, and Oneida Trucking will be gone from the end of Progress Ave. Mr. Brustlin gave an update on the Route 129 Corridor progress, and said that Mr. Tambone is asking for a detailed traffic study, that they are planning full road from Billerica Rd. to Riverneck Rd., with some access from Progress Ave. to the proposed park, and are now checking on whether Billerica Road may have to be widened due to increased traffic up as far as Golden Cove Road. Mr. Carragher said that Mr. Tambone will furnish an economic impact report to the Town from all his developments and also an impact on police, fire and highway. Mr. Tambone wants input from citizens and will be visiting residents in the area. DJR asked when they plan to meet with abutters, and Mr. Carragher said before they go the Planning Board for Comprehensive Site Plan approval, which will definitely be by January 15th. PCH asked about the potential number of employees in the proposed complex, and they said it could be as many as 2800. PCH said that this could have a great impact on traffic on all roads, and Mr. Brustlin said they will have to look at alternatives to making the road through the subdivision and also the impact on other roads.

Grady Drive Residents re House Numbers

Residents of Grady Drive and Town Counsel were present to discuss the numbering of houses on Grady Drive. Atty. Charles Zaroulis, representing the McGoverns at #5, said that the original subdivision plan had lots numbered 1, 2 and 3 and the residents adopted these numbers for their houses. In 1976 mail from the Town referred to Lot 2 as Lot #5, and a year ago the BOS office notified the residents of their correct house numbers, and no one complied except his clients, the McGoverns. He said the Fire Chief told the McGoverns that the street should be numbered like other streets in town - odd on right, even on left. Stan Powers, 1 Grady Drive, said they have gone for 8 years with #s 1, 2 and 5 and he sees no reason to change, as this would add to the confusion, and the Fire Chief told his wife that there is no problem with the #s as they are now. DJR said he sees no reason to change, and JPE agreed, unless there should be further development on the street. Town Counsel James Harrington said that Town by-laws give the Selectmen the power to assign street numbers. PCH said he feels that they should follow the traditional rules, with odd on the right and even on the left. Atty. Zaroulis said that an exception is being made with this one street, and the BOS should have letters from Police, Fire and ambulance stating that they do not object. The Ex. Sec. said he spoke with the Fire Chief late last week and he wanted the numbers changed at that time, and also the Assessors will not recognize changes from the odd-even position. It was noted that the Post Office delivers mail to #s 1, 3 and 5.

Motion DJR, second JPE, that the BOS take no further action at this time. Vote was 3 in favor, 1 opposed (PCH).

Pub. Hrg.
Stony Brook Tavern - Expanded Seating

At 8:50 pm the Board held a Public Hearing on the application of Stony Brook Tavern of Chelmsford Inc. for a change in the description of the premises under the All alcoholic Common Victualler's License granted for their proposed restaurant at The Mill. Mr. Hart left the meeting during this hearing. The license was first

April 26, 1984 for 125 seats, and they now want to expand to 400 seats. Attorney Joseph B. Shanahan, Jr. represented Braeburn Development and presented his affidavit that 44 abutters had been notified of the hearing. He noted that all contingencies granted with the license and extended on July 30 and October 15 have been fulfilled or are scheduled to be. He explained to the Board that when they originally applied for the 125 seat license, the plan was not professionally done, and after hiring a consultant, they were told that the plan was financially impractical and not adequate, that this is not an expansion of the premises but the addition of seating on the second floor, which could also be used as a function room. Public health and safety are protected, and they have been to every Board with authority in Town - Police, Fire, Conservation, Board of Health, Water Dept. and all approved of the plan for 400 seats. The Planning Board requested a traffic study be done by Hastings Murphy Associates. They are going to the Board of Appeals for a Special Permit to expand from 125 seats to 400, and the BOS could grant the new license but it would be illegal to issue it before the Special Permit is obtained. Mary Nikoras, owner of 20 apartments at 53 Princeton Street, said that there will be too much traffic and it will be too noisy. Atty. Shanahan noted that Mr. Nikoras has always been in favor of the proposal at Board of Appeals hearings, and agreed that there will be an increase in traffic, but with a consistent traffic flow. Motion DJR, second JPE, to approve the license for expanded seating contingent upon 1. the Board of Appeals Special Permit and 2. all stipulations currently on the license for 125 seats. Vote was 3 in favor, 1 abstention (PCH).

Ex. Sec. Reports

The Ex. Sec. reported that the drainage has been repaired and the street sign put up on Wiggin Street.

He reported that the Community Development Grant has been audited by the state, with a good report.

He reminded the Townspeople that Channel 43's telethon will be held on Nov. 12th.

The Ex. Sec. reported that the Board had asked for a proposal for a sign to mark Eriksen's Corner, and the best proposal he has received is a sign to hang from brackets on the McHugh Building, for a cost of app. \$300. Motion DJR, second JPE, unan. to allow the Ex. Sec. to pursue this with the Historic District Commission, Sign Advisory Committee and Building Inspector.

He then reported on the Crystal Lake Spillway, which he has been discussing with residents of the area, and they have suggested the re-installation of a 9:00 p.m. curfew at the Spillway. Motion DJR, Second JPE, unan. to do so.

They have asked for signs indicating "No Parking" to be erected on one side of the roadway leading to the Spillway. Motion DJR, second JPE, unan. to request the Safety Officer to survey this area and forward his recommendations to the office. Regarding the matter of making Left Turns illegal onto Billerica Road from south-bound traffic on Route 110, the Ex. Sec. reported that the Safety Officer is in favor of trying this. DJR commented that at a meeting of the Traffic and Safety Committee the First Bank was there and requested that this not be done. Motion DJR, second JPE for discussion, to try this from 7:00 am - 9:00 am, and 4:00 pm - 6:00 pm. JPE commented that he feels this may make Wilson Street a thoroughfare. Vote on motion was unanimously in favor. DJR also commented that the Traffic and Safety Committee has discussed installing traffic lights at Fletcher and Chelmsford Streets and Chelmsford and Evergreen Streets, and are inviting abutters to attend their meeting on November 15th, to see the proposed plans.

The Ex. Sec. asked the Board's approval to apply for funds from Ex. Off. Comm. & Dev. for a feasibility study for the North Town Hall. Motion DJR, second JPE, unan. to authorize him to do so.

The Ex. Sec. also reported that he is a member of the LRTA Advisory Board and that there has been a decline in their bonded indebtedness, which will cut down on the Town's assessment, thanks to Bob Maguire, who he feels has done a great job. Motion DJR, second JPE. unan. to send letter of thanks for good job to Mr. Maguire.

Appointments -
Rent Control
Board

Motion DJR, second JPE, unan. to appoint the following to the Rent Control Board: John Rourke, 40 Westland Ave.; Cheryl Warshafsky, 15 Marion St.; John Warren, 3 Sylvan Ave.; Robert Sweet, 12 Highland Ave., and Bernard J. Ready, 33 Clover Hill Drive.

Chairman Towle requested a Hold on recruitment and appointment procedures for committees until Sel. Blomgren is present.

The Board then discussed their position on warrant articles for the Nov. 19 STM:

Warrant Articles
STM - Nov. 19

1. Motion DJR, second JPE, unan. to support (\$80,000).
2. Motion DJR, second JPE, unan. to support.
3. Band Uniforms - the School Committee has asked that this article be withdrawn - DJR said it should be left on warrant since band represents whole Town. Motion DJR, second JPE, unan. to support.
4. Assistant for Cable TV Director - motion DJR, second JPE, to support. Vote was 3 in favor, 1 opposed (PCH).
5. Request from FinCom to restrict funding for Cable 43 to no use of Town funds - Motion DJR, second JPE, to amend from STM floor " to prohibit use of Town funds without Town Meeting approval" . PCH stated that when CATV started the BOS voted not to use tax dollars to support it. Motion on amendment was voted 2 in favor (DJR and JPE, 2 opposed (BAT and PCH). Motion failed. Motion DJR, second JPE, unan. to table the position on Article 5 until the BOS meeting on Nov. 19th.
6. Motion DJR, second JPE, unan. to support.
7. Motion DJR, second JPE, unan. to support.
8. Snowblower - motion DJR, second JPE, unan. to support.
9. Bituminous Concrete - motion DJR, second JPE, unan. to support.
10. \$100,000 debt and interest - motion DJR, second JPE, unan. to support.
11. Cemetery Supt. - Hold for Executive Session
12. Grange Hall - motion DJR, second JPE, unan. to support.
13. Clean-up article to convey land to Arthur Bentas - motion DJR, second JPE, unan. to support.
14. Motion DJR, second JPE, unan. to support.
15. Upgrade position in Assessors Dept. - motion DJR, second JPE, unan. to support.
16. \$40,000 for Master Plan - motion DJR, second JPE, unan. to support.
17. Clean-up article - 11,000 sq. ft. land on Billerica Road - Town error in drafting article - motion DJR, second JPE, unan. to support.
18. \$50,000 unemployment compensation - DJR - Hold until we see where it's going
19. Upgrade position in Accounting Dept. - motion DJR, second JPE, unan. to support
20. \$10,000 for state census - motion DJR, second JPE, unan. to support.
21. Route 129 land takings - motion DJR, second JPE, unan. to support.
22. PCH - Hold until we have details of legal costs.
23. Transfer line item - motion DJR, second JPE, unan. to support.
24. \$8700 Library buy-back - motion DJR, second JPE, unan. to support.
25. Rescind 1976 sewer bond article - motion DJR, second JPE, unan. to support.

PCH asked to go on record as being opposed to any increases in pay at Special Town Meetings - he feels this should only be done at Annual Town Meetings.

New Business

Under New Business, New England Telephone submitted a petition (no hearing required) to transfer 4 poles on Westford Street, along the Common, from New England Tel. to Mass. Electric . Motion PCH to approve except for the next to the last paragraph relative to laying and maintaining underground laterals, etc. Vote was 2 in favor (PCH and BAT) 2 opposed (DJR and JPE). Motion DJR, second JPE, to request New England Telephone to attend the next BOS meeting. Vote was 2 in favor (JPE and DJR), 2 opposed (PCH and BAT). DJR then requested a Personal Hold on this matter until the next meeting.

Motion DJR, second JPE, unan. to approve the submittal of the Gilet Mill Economic Development Set-Aside application.

The Ex. Sec. told the Board that we have all the letters from the North School. Motion PCH, second JPE, unan. to hold onto these letters until it is decided what to do with the North School site.

Motion DJR, second JPE, unan. to approve the joint application through NMAC for state funds to hire a traffic engineer for use with surrounding towns.

Motion DJR, second JPE, unan. to approve the appointment of Donna Jean Smith as Clerk in the Police Department, based on the Chief's recommendation.

New Business

Under New Business, BAT reminded the Townspeople that tomorrow is Election Day and be sure to get out and vote.

Motion DJR, second JPE, unan. to have the Tree Warden look at a tree at 3 Delmore Drive and forward a report on its status and his recommendations.

JPE reminded the Board that the Dog Pound Hearing will be held Wednesday night.

PCH requested that a meeting be set up with the Board of Health to discuss the closing of the Swain Road Landfill.

The Press was told that a Library Trustee will be appointed at the next meeting on Nov. 19, 1984. They were also told that the tax rate is \$21.50, which was recommended by the BOS, although under Prop. 2½ it could have been \$21.63. The Board of Assessors actually set the rate, with input from the BOS.

Adjourn to Ex. Session

At 10:05 p.m. motion DJR, second JPE, to adjourn to Executive Session to discuss strategy with regards to collective bargaining. Roll Call vote was as follows: DJR-Aye; JPE-Aye; PCH-Aye; BAT-Aye. The Chairman announced that the Board would not be returning to open session.

For the Board of Selectmen, by

Judith E. Carlaw

Appointment
Process

RAB asked about the petition received relative to the appointments to the Rent Control Board, and asked about the BOS discussing his memo re the appointment process. The Board told him that they had placed a hold on this discussion at the last meeting because he was not present, and that it will be discussed at the Dec. 3 meeting. RAB asked that the signatures on the petition be certified by the Town Clerk's office.

Braeburn Dev.
I.D.F.A. Bonds

At 7:10 p.m. Attorney Joseph B. Shanahan, Jr. was present representing Braeburn Development Corp. for a Public Hearing for Industrial Revenue Bonds for "The Mill". He explained that his client has to go to the Chelmsford I.D.F.A. and the Board of Selectmen for the Town's endorsement before applying to Mass. Ind. Fin. Authority (MIFA). The bonds will amount to \$6.9 million, and not include the residential portion of the proposed development. The bonds will be issued by MIFA, but many local banks have expressed an interest. Approval is contingent upon final review by the Board's bond counsel (Field and Drury). The client will reimburse the Town for any legal fees incurred with this review. Atty. Shanahan added that his client is waiting for a Board of Appeals decision as to whether a Special Permit or a variance should be granted to permit the enlargement of the proposed Stony Brook Tavern to 400 seats. He also told the Board that the property will be owned by a partnership made up of James McClutchee, John McClutchee and John Tomasko, who are the sole owners of Braeburn Development and Stony Brook Realty.

Christmas Tree
License - Stott

No one present spoke in favor of or opposition to the endorsement of these bonds by the Town. Motion DJR, second JPE, to endorse the application for the bonds. Vote was 4 in favor, 1 abstention (PCH). George Stott was present requesting a Roadside Vendor's license to sell Christmas trees at Chelmsford Roadside Stand on Littleton Road from Dec. 1 - Dec. 24, between the hours of 11 am and 9 pm. Motion DJR, second JPE, unan. to grant this license.

Christmas Tree
License - Cent
Congo. Church

Walter Lewis was present with an application for the Congregational Church to sell Christmas trees in their North Road parking lot from Dec. 10 - Dec. 24 from 10 am - 8 pm.

Dog Officer
Hours

RAB questioned the Dog Officer's hours, asking if they were only on duty from 7 am - 5 pm. The Ex. Sec. told him that the Part-time Officer covers late afternoons, and that they alternate working on Saturday mornings at the Dog Pound. He will have a copy of their schedule made available for RAB.

Adjournment

At 7:25 p.m. motion DJR, second JPE, unan. to adjourn the meeting so Board members could attend the Special Town Meeting.

For the Board of Selectmen, by

Edith E. Carter

Regular BOS

Regular meeting of the Board of Selectmen

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TOWN OF CHELMSFORD
MARYE. ST. HILAIRE
TOWN CLERK

Judith E. Cantin

Regular Mtg. Nov. 19, 1984	Regular meeting of the Board of Selectmen held Monday, November 19, 1984 in Room 108 at McCarthy Junior High School at 7:00 p.m. Members present were: Miss Towle, Mr. Ready, Mr. Emerson, Mr. Blongren and Mr. Hart. Norman E. Thidemann, Executive Secretary, was also present. Chairman Towle called the meeting to order at 7:00 p.m.
Proclamations	Motion DJR, second JPE, unan. to proclaim Sunday, December 2, 1984 as Light a Candle Day in the Town of Chelmsford. Motion JPE, second DJR, unan. to proclaim the week of November 12 - November 21 as Toys for Tots Week.
Appreciation Certificate - Leslie Adams	JPE presented a Certificate of Appreciation to Leslie H. Adams, Jr. for 35 years of service in the Chelmsford Police Department. Police Chief McKeon presented Sgt. Adams with an award also.
Appointment of Library Trustee	Members of the Board of Library Trustees were present to jointly appoint, with the BOS, a Library Trustee to replace Dr. James Cooper, who resigned Nov. 7, 1984. Applications were received from: Dr. Howard K. Moore, Reverend Harry Foster and Susan Cantin. Motion DJR to place all 3 names in nomination. Vote was as follows: R. Welch - Dr. Moore; E. McCarthy - Dr. Moore, B. McDermott - Dr. Moore; L. Lambert - Cantin; J. Hendl - Cantin; DJR - Cantin; JPE = Cantin; RAB-Cantin; PCH-Cantin and BAT - Cantin. Mrs. Cantin was appointed Library Trustee until April, 1985 by a vote of 7 - 3.

Regular BOS
Meeting Jan. 7,
1985

Regular meeting of the Board of Selectmen held Monday, January 7, 1985. Members present were: Miss Towle, Mr. Ready, Mr. Emerson, Mr. Blomgren and Mr. Hart. Norman E. Thidemann, Executive Secretary, was also present. Chairman Towle called the meeting to order at 7:30 p.m.

Minutes Approved

Motion DJR, second JPE, unan, to approve the minutes of the Dec. 17, 1984 meeting, both Regular and Executive Sessions.

Board Member
Reports

Under reports, DJR said that he has talked with Governor's Aide Tom Hubbard, and that he should be invited to attend the February 11 meeting on Route 3, since he indicated that he would like to attend.

JPE reported that he wants to pay tribute to Anthony Rebello of North Chelmsford, who recently died while delivering clothing to needy families in Maine. He said that Mr. Rebello was a fine humanitarian and will be greatly missed.

He also briefed the Board on the inter-municipal agreement with Lowell, that the consultant is dragging his feet, and that the Town needs to get the final agreement in order to get financing from the Emergency Finance Board.

He announced that Temporary Handicapped Stickers are now available in the Town Clerk's Office.

Gagnon Class II
Auto Dealer's
License -
Increase in
Number of Cars

At 7:35 pm Attorney Joseph B. Shanahan, Jr. representing George Gagnon, addressed the Board regarding Mr. Gagnon's used car business at 166 Middlesex Street. He said that the 16,000 square foot property has 190 feet of frontage, and that Mr. Gagnon has been in business there for 16 years. His original license was for 15 vehicles and in 1972 was increased to 30. He is now asking for a license to keep 60 cars, since due to a lot more competition in Town, he needs a greater inventory and can buy cars in lots of 15 - 25, which he can't take advantage of when he can only have 30 cars on his lot. He is asking that the 30 car restriction be removed. This is his sole, full-time occupation, and he runs a good, clean operation. He has the permanent building that was requested in 1972, and the Building Inspector has indicated that this size lot can easily hold between 60 - 90 cars. RAB noted that in 1972 Mr. Gagnon had promised to hot-top the lot "later", that it still has not been done, and that the lot is aesthetically unpleasing. Mr. Shanahan said that with the new building it does not seem necessary to hot-top, and would be financially unfeasible.

Motion DJR, second JPE, unan. to approve the increase to 60 vehicles.

"The Mill"

Attorney Shanahan then addressed the Board re The Mill, which he said he knows has seemed like a "forever proposition" since the Board granted the All Alcoholic Common Victualler license in April, 1984. The license was granted contingent upon Braeburn Development purchasing the property, and has been granted several extensions. He reported to the Board that his clients passed papers on the property on January 3, 1985 and gave the Board a certified copy of the deed. He thanked the Board for their patience on this matter, and apologized to the Town for any misquotes that may have appeared in the local press.

New England
Telephone
Petition -
Littleton Rd.

George Gagan, New England Telephone, presented a petition to place 45 feet of buried cable within the taking of Littleton Road in order to get phone service into the Fox Hunt Condos. No excavation of the road will be required. Motion DJR, second JPE, unan. to approve the petition.

Pub. Hrg. -
Atlantic Rich-
field - Increase
in Storage

At 7:45 p.m. a Public Hearing was held on the application of Atlantic Richfield Co. to increase their gasoline storage at 189 Chelmsford Street. Philip Ayoub, consulting engineer, presented the application, stating that they want to increase their storage capacity from 20,000 gallons of gasoline to 36,000 gallons. The company is replacing all their steel storage tanks with fiberglass tanks and are upgrading them at the same time. With the larger tanks they can receive a full load of gas at one time. There will be no changes to the island. DJR asked about the problems with cars backed onto Chelmsford Street and Mr. Ayoub said that with the restrictions on the lot there is no way to avoid this. RAB commented

and their prices are more than competitive, and he would like more information as to whether fiberglass is better than steel for this type of tank. Mr. Ayoub said that they are updating their tanks to eliminate steel tanks and eliminate the excess number of deliveries of gasoline. DJR said that he feels the fiberglass-lined steel tanks are safer, and JPE said he has a book with the ratings of all types of tanks, and that also installation is the key to safety. Motion DJR, second RAB, unan. to table the vote on this increase until the next meeting.

Veterans'
Agent Budget

Veterans' Agent Mary McAuliffe was present to explain her FY86 budget request to the Board. She indicated that her expenses will be slightly increased, and salaries have been kept open. She added that state re-imbursement is now 75%. After discussion with the Board, Mrs. McAuliffe added that she would like to see the Veterans' Emergency Fund Committee expanded from just World War II veterans to include veterans of the Korean and Vietnam Wars.

Town Account-
ant's Budget

Town Accountant Ernest Day presented his FY86 budget, explaining that it reflects a 4.1% increase. RAB asked that he receive periodic copies of the balance sheet.

Reports

Under reports, RAB reported that re handicapped parking stickers, he would like the Ex. Sec. to have procedures available in the Town Clerk's Office and the Police Department.

Motion DJR, second RAB, unan. to send letters of commendation and notice of two days off with pay to Sgt. Steven Burns and Inspectors Robert Burns and James Kerrigan of the Police Dept. for their excellent work re an incident at 10 Bel Air Drive on Dec. 9, 1984.

He reported that he has heard that John Stanley Paving Co. of Dudley did some very shoddy paving work in Town last summer, and asked the Ex. Sec. to check with the Police Dept., Better Business Bureau and Chamber of Commerce to see if they have received complaints.

RAB requested the Ex. Sec. to draft an article to amend the Police By-law, Sec. 16 to include the word "services".

He asked the Ex. Sec. to draft a warrant article for Family Day Care Permits. JPE said that these are now licensed by the Office for Children, and the Bldg. Insp. can allow up to 6 children to be cared for in one home without a permit.

In reference to the letter from the ABCC, RAB asked the Ex. Sec. to check the Town By-law to see if the Mai Kai has violated any by-laws.

DJR asked RAB to formulate his Charter Commission proposal. RAB said that the last charter question on the ballot was in 1972 and was defeated by app. 100 votes. He has received charters from 14 Towns, and is asking the BOS support to see if we can get enough signatures to put a question on the April 6, 1985 ballot, and also the names of at least 9 citizens interested in serving on a Charter Commission if the question passes. He said that they will need at least 2500 signatures and he will be here Sat. am at 9:00 am to work with anyone willing to take a petition and try to get the necessary signatures before Jan. 23, when they must be turned in to the Town Clerk to be certified. He also told the Ex. Sec. that he will need an article on the Warrant to fund \$2,000 for expenses for the Commission, if it is established.

Building
Inspector's
Budget

The Board then met with Building Inspector Ronald Wetmore, who presented his budget. Mr. Wetmore handed out a summary of the last 3 years activity as an income producing office, noting that now over 1,000 permits are issued each year by each department. His budget has increases in all line items, and he is requesting increased salaries for all inspectors. The question of raising fees was discussed, and JPE and PCH said they were both opposed to this, as did Mr. Wetmore. DJR asked about the building moratorium recently imposed by the Town of Burlington, and how did they legally achieve this. Mr. Wetmore said that it was a question of public health, with sewage problems, and that a moratorium is hard to set legally unless it is a question of danger to the public health. He added that it would be hard to enforce, and could be considered discriminating, since commercial building is a small part of the Town's growth, that it is mostly condos and single homes.

The Bldg. Insp. then told the Board that he needs to get some of his records on microfilm, that this will cost app. \$8,000, plus \$1,000 per year for updating, and that he would like to request a transfer from the FinCom for \$8,000 to get the project started. Motion DJR, second JPE, unan. to approve the Bldg. Insp. going to the FinCom for the \$8,000 transfer for microfilming.

Mr. Wetmore added that he would like to start computerizing his department, and the Ex. Sec. said that this is being looked at by the Capital Planning Committee

Ex. Sec. Reports

The Ex. Sec. reported that we have heard from the Mass. Historical Commission that we have received a \$10,000 matching grant for renovation of the front of the Old Town Hall.

He also announced that temporary Handicapped Parking Stickers are available in the Town Clerk's Office, and that a resident will need a doctor's certificate for proof of temporary disability.

He announced that there is a vacancy on the Capital Planning Committee due to a "civilian" resignation, and the Board is open to applications from residents.

He added that Budget Hearings are scheduled for January 14th, and the next regular meeting will be January 21st.

Motion DJR, second JPE, to set the voting hours for the Town Election on Saturday, April 6, from 8:00 am to 6:00 pm, as requested by the Town Clerk. Vote was 3 in favor, 2 opposed (PCH and RAB wanted to keep hours until 8:00 pm).

Motion DJR, second JPE, unan. to approve the hours for voter registration as requested by the Town Clerk.

Appointment
Procedures
Adopted

The Ex. Sec. submitted a draft of appointment procedures, combining ideas submitted by DJR and RAB. RAB stated that he would prefer open applications for all positions and moved that this be the objective. No second to the motion. He also moved to add "but not encouraged" to #14 of the regulations. No second. Motion DJR, second JPE, unan. to adopt the appointment procedures as written.

Motion DJR, second JPE, unan. to approve the renewal of Chelmsford Town Taxi's license for 1985.

Motion DJR, second JPE, unan. to award the bid for the purchase of a generator for the Highway Dept. to Dawes Company, as recommended by the Supt. of Streets.

Motion DJR, second JPE, unan. to grant authority to bond for Chapter 90 money to be re-imbursed by the State - \$102,481 plus \$35,000 for Dunstable Road and the balance for Acton Road.

Motion DJR, second JPE, unan. to award the bid for video equipment for the Police Dept. to the one bidder - Special Services Co. in the amount of \$4,950.

Motion DJR, second JPE, unan. to award the bid for the purchase of a 1983 Ford van for the Police Dept. to Gervais Buick for \$11,200.

Under New Business, DJR requested that the appointment to the Capital Planning Committee be made at the Budget Hearing on January 14, rather than the next regular meeting.

JPE and BAT announced that they will both be candidates for re-election to the BOS in the April election.

RAB gave a list of questions he had drawn up to ask Pop Warner when they attend a meeting to the Chairman.

RAB requested that the Ex. Sec. set up BOS policy for informing employees under the Right to Know law.

He also announced that Digital is holding a Seminar on Information Management Technology for Occupational Health and Safety on January 17th.

RAB handed out a memo with his ideas for a moratorium on commercial building. He would like to have an article on the ATM warrant to place a moratorium on commercial construction until the Master Plan is adopted. JPE said that this would be senseless at this point, since the Master Plan is almost completed. Motion RAB to save

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New Business
cont'd

space on the ATM warrant for an article for a moratorium on commercial building, second DJR for discussion. After discussion, RAB's motion was passed by a vote of 3 in favor, 2 opposed (JPE and PCH).

It was noted that Roberts Field is the only pond in Town that the BOS and Recreation Commission have jurisdiction over for skating.

Adjournment

At 9:50 p.m. motion DJR, second JPE, unan. to adjourn the meeting.

For the Board of Selectmen, by

Judith E. Carter

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TOWN OF ST. HILAIRE
MARY E. ST. CLERK
TOWN CLERK

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TOWN OF CHELSEA
MARY E. ST. HILAIRE
TOWN CLERK

Budget Hear-
ings Jan. 14
1985

Meeting of the Board of Selectmen held Monday, January 14, 1985. Members present were: Miss Towle, Mr. Ready, Mr. Emerson, Mr. Blomgren. Mr. Hart was absent. Norman E. Thidemann, Executive Secretary, was also present. The purpose of the meeting was to hold budget hearings with various departments.

HIGHWAY
FIRE
Police
RECREATION

The meeting began at 7:00 p.m. with a presentation by Harold Gray of the FY86 Highway Department budget. At 7:30 pm Fire Chief Frederick Reid presented the FY86 Fire Department proposed budget.

At 8:00 pm Police Chief McKeon was present to discuss the FY86 Police Department budget. The Board voted unanimously to authorize the transfer of two used Police Department cruisers to other Town departments - the Town Engineer and the Fire Prevention Officer.

At 8:30 pm Chairman Gerald Coutu of the Recreation Commission and several Commission members presented their FY86 proposed budget. During the discussion RAB suggested that the Rec. Comm. purchase a modular phone for emergency situations at the beach.

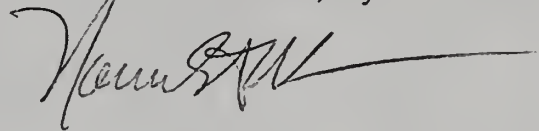
The appointment of a Clerk for the Town Engineer was postponed until the January 21 meeting.

APPOINTMENT TO
Capital Planning
Committee

Two names were placed in nomination for the vacancy on the Capital Planning Committee caused by the resignation of member Claude Harvey. Names were: John Warren, 3 Sylvan Avenue and Conrad Stone, 10 Montview Road. The vote was as follows: DJR-Stone; JPE-Stone; BAT-Stone. RAB voted Present.

The meeting adjourned at 9:20 p.m.

For the Board of Selectmen, by



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TOWN OF CHELSEA, ILL.
MARY E. ST. HILAIRE
TOWN CLERK

BOS Meeting
Jan. 21, 1985

Regular meeting of the Board of Selectmen held Monday, January 21, 1985. Members present were: Miss Towle, Mr. Emerson, Mr. Blongren and Mr. Hart. Mr. Ready was away on business. Norman E. Thidemann, Executive Secretary, was also present.

Open Session

During the open session Mr. and Mrs. John Strobel, 5 Singlefoot Road, were present to tell the Board about a white horse stabled in the triangle between Davis and Old Westford Roads, that appears to be neglected and dying. Mrs. Strobel has contacted the Lowell Humane Society, who has sent out an inspector, and the State Animal Rescue League, who had no suggestions. The horse appears to be starving and unable to get into its barn. JPE said that he would bring the situation to the attention of Health Director Richard Day, since the Board of Health has regulations covering the keeping of animals.

Chairman Towle called the meeting to order at 7:30 p.m.

Proclamations

Motion JPE, second RAB, unan. to proclaim the week of February 10 - 16 as Jaycee Women's Week in Chelmsford.

Motion JPE, second RAB, unan. to proclaim February, 1985 as Dan Horgan Month in the Town of Chelmsford.

Motion JPE, second RAB, unan. to approve the minutes of the meetings of Jan. 7th and January 14, 1985.

Approval of Minutes

George Gagan, New England Telephone Company, was present with a petition to allow the installation of 40 feet of cable within the taking of Garrison Road, No excavation of the road will be required, since the contractor has already done this.

New England TEL
Petition -
Garrison Road

Motion JPE, second RAB, unan. to approve the petition.

Under Reports, JPE reported that he had visited the Lighthouse School at the Armenian Church on Old Westford Road and was very impressed with their operation. He urged other Board members to visit the school, and asked the Executive Secretary to arrange a scheduled visit.

Board Reports

The Ex. Sec. reported that Constable William Spence has submitted a list of Deputy Constables to be appointed by the Board. Motion JPE, second RAB, unan. to appoint the following: Armand J. Soucy, Alfred Handley, Henry Sullivan, Brian Sullivan, James R. Penuel and Ira Hartwell.

Ex. Sec.
Reports

Motion JPE, second RAB, unan. to have a "Dead End" sign placed on Third Avenue, as recommended by the Safety Officer.

The Ex. Sec. reported that there are 3 vacancies on the Holiday Decorations Committee, that the Board is accepting applications and appointments will be made at the February 4th meeting. Motion RAB, second JPE, unan. to send a letter of appreciation to the Committee for the fine job they did decorating the common over the recent holidays.

The Ex. Sec. announced that Mr. Conrad Stone was appointed to fill the vacancy on the Capital Planning Committee at the Jan. 14th Budget Session.

On the application of Atlantic Richfield to increase their gasoline storage at 189 Chelmsford Street, JPE reported that he and other Board members have talked with the Fire Chief and studied the reports and feel that the proposed new tanks meet all the rules and regulations. Motion JPE, second RAB, unan. to grant the additional storage.

Unfinished
Business

Motion JPE, second RAB, to appoint Ms. Beth Gibbs, 9 Subway Avenue, as Clerk for the Town Engineer, based on his recommendation. Vote was 3 in favor, 1 opposed (PCH, who felt that there is no need for a clerk in this area).

On the matter of additional optional life insurance for employees, at their own expense, the Ex. Sec. reported that the Insurance Advisory Committee recommends the Aetna Life plan, through the Johnson Agency. Motion JPE, second RAB, unan. to approve.

A letter had been received from Richard Yanco, Manager, Massachusetts Electric Company, in response to the Board's stated policy that they require a representative of the utility company present when a petition is presented. Mass. Electric is not in favor of this policy. Motion JPE, second RAB, unan. to request Mr. Yanco to attend the Feb. 4th meeting to discuss this matter.

On the application of Varnum Nickles, Rockland, Maine to sell shrimp and seafood at 89 Chelmsford Street, JPE said that he and Richard Day have inspected the truck and that it meets all Board of Health requirements. PCH said that he feels Mr. Nickles is competing with established businesses in the area and he is opposed.

RAB asked for a Hold on this for a day or so, until the Ex. Sec. can poll the Board.

At 7:45 p.m. Mr. Ahti Autio of N.E.S.W.C. was present to give the Board an update on the solid waste facility being built in North Andover. He noted that most member communities had voted in 1981 to join the operation. The facility has a capacity of 1500 tons per day, will burn 24 hours per day, and their energy market is with New England Power. UOP has merged with another firm and is now known as Signal RUSCO. They will start taking trash on March 1 for a trial period and hope to start commercially on Sept. 1. Mr. Autio said that this is a revenue sharing contract, that the member communities get credit for 90% of the electrical power sold. He passed members copies of the fee schedule and budget, noting that construction costs were less than scheduled, and that tipping fees will not be as high as anticipated, starting in the mid 20's and could rise to the mid 30's by 1987. He said that 22 communities have signed up so far, and that they have letters of intent from several private haulers. They are now on contract for 1100 tons per day. The Board thanked Mr. Autio and said that they would like to look over the information he left with them.

Meeting with
A. Autio re
N.E.S.W.C.

New Business

Motion JPE, second RAB, unan. to appoint Donna Jean Smith, 8 Jerome St., Tewksbury as Matron in the Chelmsford Police Department.

Motion JPE, second RAB, una. to request Mass. Electric to change and install streetlights at the intersection of North Road and Fletcher Street per the Safety Officer's recommendations.

Under New Business PCH requested that the Safety Officer inspect and recommend on installing a streetlight to the entrance of the McCarthy School parking lot from Old Westford Road.

The letter received from the School Department about sharing the use of the Town Engineer was discussed and the Ex. Sec. was asked to invite them to a meeting to further discuss this possibility.

At 8:07 pm the Board adjourned until 8:15 pm.

At 8:15 pm Kathleen Robinson, Town Aide, presented the budget for the Town Aide/Council on Aging. She noted that the salary line item includes the Personnel Board recommended 5% raises, that they have added a line item to fund a substitute van driver, since the driver now has 15 days vacation, and that expenses have been increased to include mileage for 6 people, including Respite Care and Outreach Workers, and liability insurance for Respite Care workers and additional recreational funds have been included.

Town Aide
Budget

The Cable TV budget was scheduled to be presented at 8:30 pm but the Chairman called and said that no one would be able to attend. Motion PCH, second JPE, unan. to approve the budget as submitted to the BOS office.

At 8:30 pm motion JPE, second PCH, to adjourn to Executive Session for the purpose of considering the purchase, exchange, lease or value of real property. Roll Call vote was as follows: JPE-Aye; RAB-Aye; PCH-Aye; BAT-Aye. The Chairman said that the Board would not be returning to open meeting and that there would be no announcements.

Adjourn to
Ex. Session

For the Board of Selectmen, by

Judith E. Carter

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Regular Meeting
Feb. 4, 1985

Regular meeting of the Board of Selectmen held Monday, February 4, 1985. Members present were: Miss Towle, Mr. Ready, Mr. Emerson, and Mr. Hart. Mr. Blomgren was out of town on business. Norman E. Thidemann, Executive Secretary, was also present.

Open Session

During the Open Session Bradford Emerson, Harold Davis and Richard Lahue were present to discuss the proposed repairs and painting of the Old Town Hall. They said they wanted to remind the Board that repairs should be made before the building is painted. The Ex. Sec. pointed out that the State matching grant was for painting only, and would only be granted if the building is painted its original color - a straw color. If the Townspeople want the building re-painted white, as it is now, there will be no State grant. He added that he would plan to use Community Development money for the repairs, which will be made before the building is painted. Mr. Emerson added that the point of their coming to the meeting is to de-fuse any issue over the color to paint the building, and that the issue is can work be done to restore the building - roof, porch, etc. prior to painting. The open session adjourned at 7:15 pm until the regular meeting at 7:30 pm.

At 7:30 pm Chairman Towle called the meeting to order.

Minutes
Approved

Motion DJR, second JPE, unan. to approve the minutes of the January 21st meeting.

Member Reports

Under reports, DJR reported that he had received a letter from Jean Organ, Chairman of the Holiday Decorations Committee, with a list of the names of the Boy Scouts and leaders who have been putting out the flags in Central Square on holidays for the past year.

Motion DJR, second JPE, unan. to send a letter of thanks to Troop 81 and Certificates of Appreciation to the scouts and their leaders. Motion DJR, second JPE, unan. to send a letter of thanks to Troop 205 for taking over this project for the next year.

DJR reported that he had attended an informative seminar on hazardous waste at the New England Water Pollution Control meeting. He learned that a company in Merrimack, New Hampshire is building a hazardous waste treatment plant on the Merrimack River and asked the Ex. Sec. to contact the Selectmen's Office in Merrimack and offer the support of the BOS. JPE said that the townspeople in Merrimack are opposed to this facility. Motion DJR, second JPE, unan. to send a letter of support in opposition to the construction of this facility.

Motion DJR, second JPE, unan. to authorize the Ex. Sec. to use UDAG monies to repair the porch and roof of the Old Town Hall prior to the painting of the building.

JPE reported that the Board of Health has a date with the Attorney General's office in early March in court, relative to the closing of the landfill, and that he has learned from Senator Carol Amick that there may be State funds available to help the Town pay for the closing. Motion JPE, second DJR, unan. to send a letter to the Board of Health making them aware that these funds may be available.

Transfer of
Gasoline Storage
License -
152 Dalton Rd.

At 7:35 pm the Board met with Dominic Leone, who is requesting the transfer of the Gasoline Storage License at 152 Dalton Road from Arthur Bennett. Mr. Leone said that there is 10,000 gallons capacity, in 2 5,000 gallon tanks, and that the fuel is used for vehicles and to heat the greenhouses. Motion DJR, second JPE. una. to approve this transfer.

Ex. Sec.
Reports

The Ex. Sec. reported that he has given each BOS member a memo regarding grants that Bernard Lynch is initiating. The first is for Community Development funds under the Small Cities Program for the Mobile Home Park. These funds would help elderly tenants and the owners to make improvements to their property. He also submitted a memo updating the BOS on the State's proposed purchase of 96 acres in East Chelmsford for open space land. The third proposal was for use of the Lowell Secondary Railroad Track for passive recreation - biking, hiking, etc. The State seems interested and may make funding available. Motion DJR, second JPE, unan. to authorize Mr. Lynch to pursue these projects.

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At 7:40 pm the Board met with George Gagan, New England Telephone Company, who New England Telephone presented a petition seeking approval of a pole re-location on Cranberry Lane, to Telephone extend service to a new home at #8. No one present was in favor of or opposition Petition - to this petition. JPE noted that the transformers on North Road should be moved Cranberry Lane and Mr. Gagan said that the Public Affairs Dept. is looking into that. Motion DJR, second JPE, unan. to approve the petition.

DJR moved to table the discussion with Claude J. Harvey II until later, since he was not present at 7:45 p.m.

The Ex. Sec. reported that one bid for rubbish removal had been received, from Rubbish Removal BFI in the amount of \$999,652 for FY86. Motion DJR, second JPE, unan. to award Bid Award the bid to BFI. The Board noted that even though the price was double this year's they were lucky to get the one bid for this service.

At 7:50 pm the Board met with Richard Yanko, Mass. Electric Company Manager, re Mtg. with R. company policy in attending hearings. He said that they have an agreement with Yanko, Mrg. New England Telephone to share the load of attending meetings, which are generally Mass. Electric on Monday and Tuesday nights, and they do not have enough people for each company Co. re meeting to send a rep to each hearing. DJR told Mr. Yanko that the Board is not looking policy for 1 rep from each company, but that they still require a rep from one company or the other on each petition, even though a Public Hearing may not be required.

Claude J. Harvey II was present and told the Board he would like to buy a parcel C.J. Harvey II of Town-owned land on Alcorn Road, abutting his own property. He asked for an Purchase of approximate price, noting that the land is in a Wetlands area and not buildable. Town-owned land DJR commented that if he bought it with the stipulation that it could not be Alcorn Road built on it might lower the taxes. The Ex. Sec. will arrange with Mr. Harvey for an appraisal. and put an article on the ATM Warrant.

The Ex. Sec. reported that the Guidelines for Local Designer Selection Procedure would be voted on at a later meeting, since they have been amended by Town Counsel.

The question of enforcing the by-law that each house in Town must have a number New Business clearly visible on it had been raised by Eleanor Parkhurst of the Newsweekly. This by-law is up to the BOS to enforce. DJR commented that perhaps they could interest organizations in Town to sell the numbers or offer to attach them to homes as a fund-raiser before the BOS begins to enforce this by-law. Motion DJR, second JPE, unan. to have the Ex. Sec. look into what the enforcing powers of the BOS are.

The Ex. Sec. read a letter from the Cultural Council asking for reps to a committee to decide how to spend the money raised by the November Telethon. Motion DJR, second JPE, unan. to suggest to the Cultural Council that the Cable TV Commission be asked to work with them on this.

Motion DJR, second JPE, unan. to request Mass. Electric to install a streetlight at the exit from McCarthy Junior High School onto Old Westford Road, as recommended by the Safety Officer.

The Ex. Sec. announced that there are vacancies on the following committees: 1 on the Great Brook State Park Advisory Board, and 1 on the Cultural Council.

Motion DJR, second JPE, unan. to make the following appointments to the Holiday Decorations Committee: Charlene Cregan, 40 Byam Road; Liz Gavriel, 43 Bartlett Street and Rosemary Walsh, 15 Fletcher Street.

BAT requested that the Safety Officer check the need for a streetlight in front of the Nixon home, 7 Marshall Street.

Town Engineer
Work with
School Dept.

The School Committee had been invited to attend the meeting to discuss sharing the services of the Town Engineer, but were not present. DJR said he had discussed this with S.C. Chairman Gavriel. Town Engineer James Pearson had met with them and determined that he cannot do all that the School Dept. is asking. He said that he met with Dot Woodhams, Business Manager, and told her that he will help with all types of engineering inspections and with the design of drainage, walks, roads, etc. but not structural designs.

Motion DJR, second JPE, unan. to allow Mr. Pearson at his discretion to help the School Dept. with inspections, and to report back to the BOS at a later date as to how this is working out.

Ballot Question

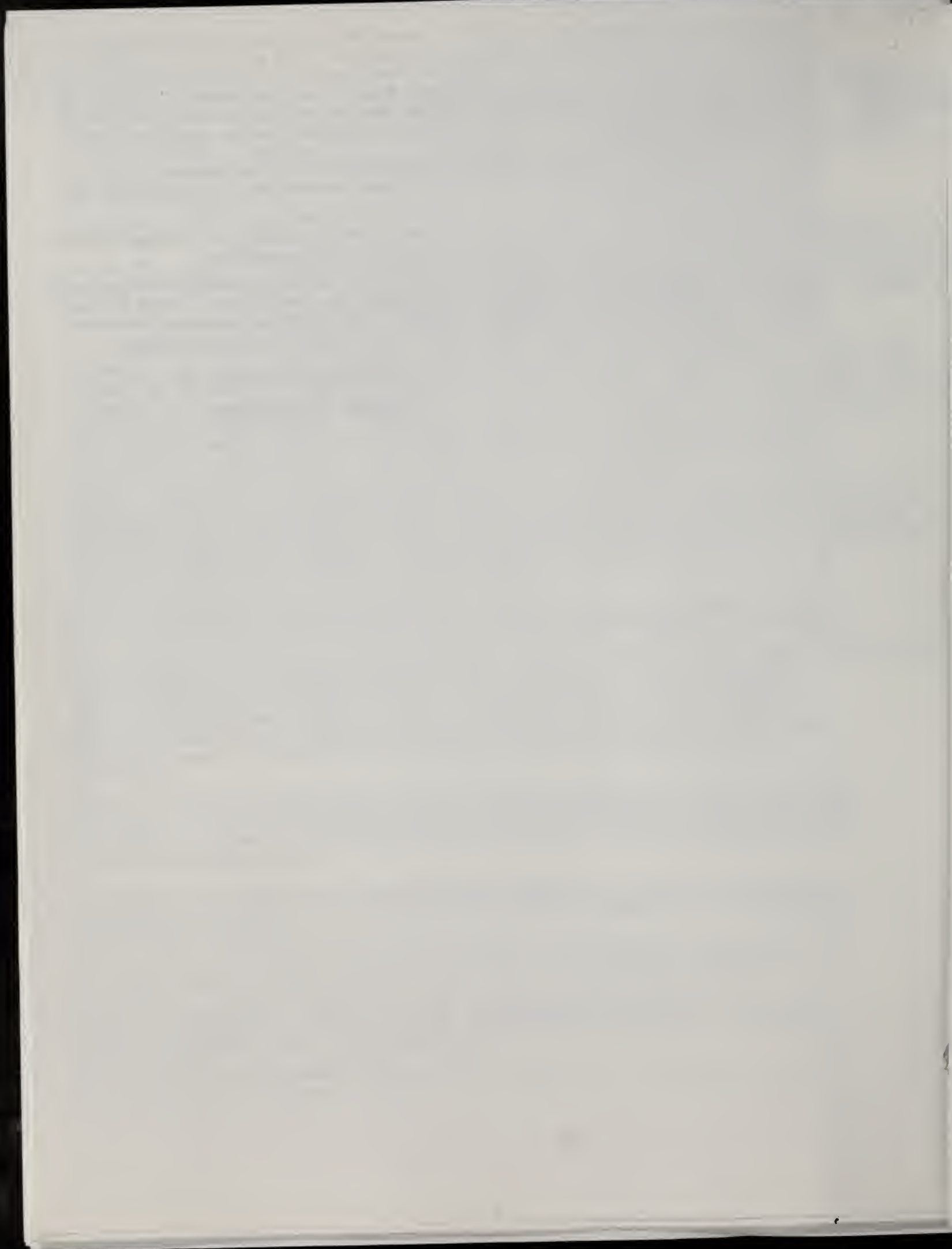
Motion DJR, second JPE, unan. to put a Classification question on the April ballot. Town Counsel will be asked to draft the wording of this question.

Adjourn to
Ex. Session

At 8:15 p.m. motion DJR, second JPE, to adjourn to Executive Session to discuss the purchase, exchange, lease or value of real property. The Roll Call vote was as follows: DJR-Aye; JPE-Aye; PCH-Aye; BAT-Aye. The Chairman announced that they would not be returning to open session and there would be no announcements.

For the Board of Selectmen, by

Judge E. Carter



Ann Clark

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FEB 28 2 35 PM '85

TOWN OF CHELSEA
MARY E. ST. HILAIRE
TOWN CLERK

Meeting
2/12/85

Minutes
Approved

Public Hrg.
William Spence
Gas Storage
Increase -
Old Westford
Road

Regular meeting of the Board of Selectmen held Tuesday, February 12, 1985. Members present were: Mr. Ready, Mr. Emerson, Mr. Blomgren and Mr. Hart. Miss Towle was absent due to illness. Norman E. Thidemann, Executive Secretary, was also present. Vice Chairman Ready chaired the meeting in the absence of Chairman Towle.

Motion RAB, second CPH, unan. to approve the minutes of the February 4th meeting, both regular and executive sessions.

At 7:45 p.m. a Public Hearing was held on the application of William E. Spence for an increase in gasoline storage capacity from 4,000 gallons to 12,000 gallons at his filling station at 272 Old Westford Road. Attorney Joseph B. Shanahan, Jr. represented Mr. Spence, noting that Mr. Spence has owned the station for a number of years, with 4,000 gallon capacity, applied to and was granted by the Board on December 3, 1985 a license to expand to 12,000 gallons storage. Two weeks ago the Selectmen's Office was told that at least one of the legal abutters was not notified of the hearing, and Mr. Spence was sent a letter stating that the new license was null and void. Mr. Shanahan stated that it was not Mr. Spence's fault that the abutters were not notified, since they were not on the list provided him, and that when abutters were being researched in the Assessor's Office, one plat of abutters was not picked up. The letter was received by Mr. Spence the day after the new 8,000 gallon gas tank was delivered, and on order of the Fire Dept., was put in the ground. Mr. Spence is applying for the increased storage for 2 reasons - the safety factor in having fewer deliveries of gasoline, and for practical reasons, he can buy a full load, rather than a partial load, which makes it less expensive for him and also will insure that he will not run out of gas. He has had no problems with either the Police or Fire Departments.

John Graham, 142 School Street, spoke in favor of the increase for safety reasons, as long as Mr. Spence does not expand the facility.

Speaking in opposition were: William T. Green, 282 Old Westford Road, said that there is always something going on at this gas station and that no one shows up to speak against it, and that he has a letter from Mr. Clark opposing the increase. Mr. Shanahan told him that there is no way to enlarge any portion of the station and that they had filed with the Conservation Commission, who have ruled No Determination. Mr. Spence then stated that he has gone through the proper channels - first Conservation and then the Selectmen, that he keeps the station clean and picked up, and the fact that he is the elected Constable for the Town has nothing to do with this issue.

Diane Convonni, 19 Essex Place, said that 7 persons did not get the legal notice of the last hearing, that she cares about the quality of the neighborhood, and that at the last meeting Mr. Spence applied for 2 6,000 gallon tanks. Mr. Spence said that

when he consulted with Mr. Halberg, the supplier of the tanks, he found that he could keep the 2 2,000 gallon tanks and install one new 8,000 gallon tank. Mrs. Gonvoni asked if it isn't illegal to change plans from what has been approved and Mr. Shanahan told her that Mr. Spence went to Halberg and Fire Dept. Captain Galloway and was told that this would be better, that the tanks would be further from the brook. DJR added that if it was not for this hearing, Mr. Spence would have had to come to the BOS for approval of the change in plans. Mrs. Gonvoni asked why the work was not done in the spring, as Mr. Spence had said, and he said that Mr. Halberg recommended doing it now.

Spence Gas
Storage Hrg.
(cont'd)

Mrs. Dot Brown, 16 Essex Place, said that the neighbors have been fighting expansion of the gas station for 16 years, and she feels the rights of the neighborhood have been legally violated. DJR stated that it was the Town's error that some abutters were omitted from the list, and that his personal reason for voting in favor of the increase is the safety factor, that he has talked with experts and found that larger storage tanks are safer. Mr. Shanahan added that the Police and Fire Chiefs are now recommending larger storage tanks, to have fewer gas trucks on Town roads.

Jim Brown, 16 Essex Place, said that safety shouldn't be a factor, that he feels Mr. Spence wants increased storage to lower the price of gas and increase the re-sale value of the property, and this is a violation of the spirit of non-conforming use. He said that the Police and Fire Chiefs have no authority to to authorize an increase in storage, and that he has lived there for 15 years, and that at each hearing a slight increase is granted that allows the business to change drastically.

Paul Gonvoni, 19 Essex Place, said that there had been leaks in the tanks prior to Mr. Spence buying the property, that gas flooded the brook and got into cellars. Mr. Shanahan reiterated that the new tank is further away from the brook and that the only issue for the Selectmen to consider is public safety and welfare.

David Hannon, 20 Essex Place, said that he is afraid that there will still be partial shipments, and he is afraid of larger tankers coming in, and he feels let down by the Town because he was not notified of the hearing.

The Ex. Sec. said it is his responsibility that the 7 abutters were not notified, that Mr. O'Brien brought it to his attention after the new tank was put in, and that Mr. O'Brien was notified of the hearing, although not by certified mail. RAB stated that he is concerned that the plan was changed and the BOS not notified, and that in the future, the Board should be sure that the plans are carried out as presented.

Mr. Shanahan said again that notices were sent to abutters on the list, that the advertisement of the hearing was published, and that he sent a personal letter to abutters and others not on the list, including Mr. O'Brien.

Mrs. Brown asked if the tank is filled, and Mr. Shanahan said yes, but it is not being used. The tank was on the premises and the hole dug when the defect in the license was noticed. The fire Dept. said to put the tank in the ground, and it and the other 2 tanks were covered for safety reasons.

At 8:35 pm DJR closed the hearing.

Motion JPE, second RAB, to grant the increase in storage capacity, since safety is the big factor. Vote was 3 in favor, 1 opposed (PCH). RAB stated that he is still concerned about all the increased storage licenses.

Under Reports, motion DJR, second JPE, to place on the agenda for the next BOS meeting a hearing for McEnaney's Market, who allegedly has sold beer to minors. The owners are to be notified by phone tomorrow by the Ex. Sec., to be followed with a letter stating the reasons for the hearing, and asking them to be present to show cause why their license should not be rescinded. Vote was 3 in favor, 1 abstention (PCH). Reports

Reports

JPE reported that the Town has received a grant for \$5,000 for the study of a joint School/Town personnel system.

DJR reported that last night (Feb. 11) the BOS hosted a meeting on Route 3 for area cities and towns at the Banqueteer and it was a very productive meeting.

The Ex. Sec. announced that there is one vacancy on the Cultural Council, and interested residents are urged to apply.

New Business

Under New Business, motion JPE, second RAB, to appoint Daniel J. Hart, 161 Boston Rd. to the Great Brook State Park Advisory Council. Vote was 3 in favor, 1 abstention (PCH).

DJR reported that BAT asked that a letter be sent to the Route 3 Cinema stating that the trailer re parking in Mrs. Nelson's was not shown last Thursday. JPE and PCH both stated that they have seen the trailer within the past 2 weeks. Motion JPE, second RAB, unan. to send a letter asking why the trailer was not shown last Thursday.

Adjourn to
Ex. Session
re Real
Property

At 8:50 p.m. motion JPE, second RAB, to go into Executive Session for the purpose of discussing the purchase, exchange or lease of real property. Roll Call vote was as follows: JPE-Aye; RAB-Aye; PCH-Aye; DJR-Aye.

Vice Chairman Ready announced that the Board will be returning to open session for the discussion with Tony Tambone re his proposed expansion.

Return to
Open Session

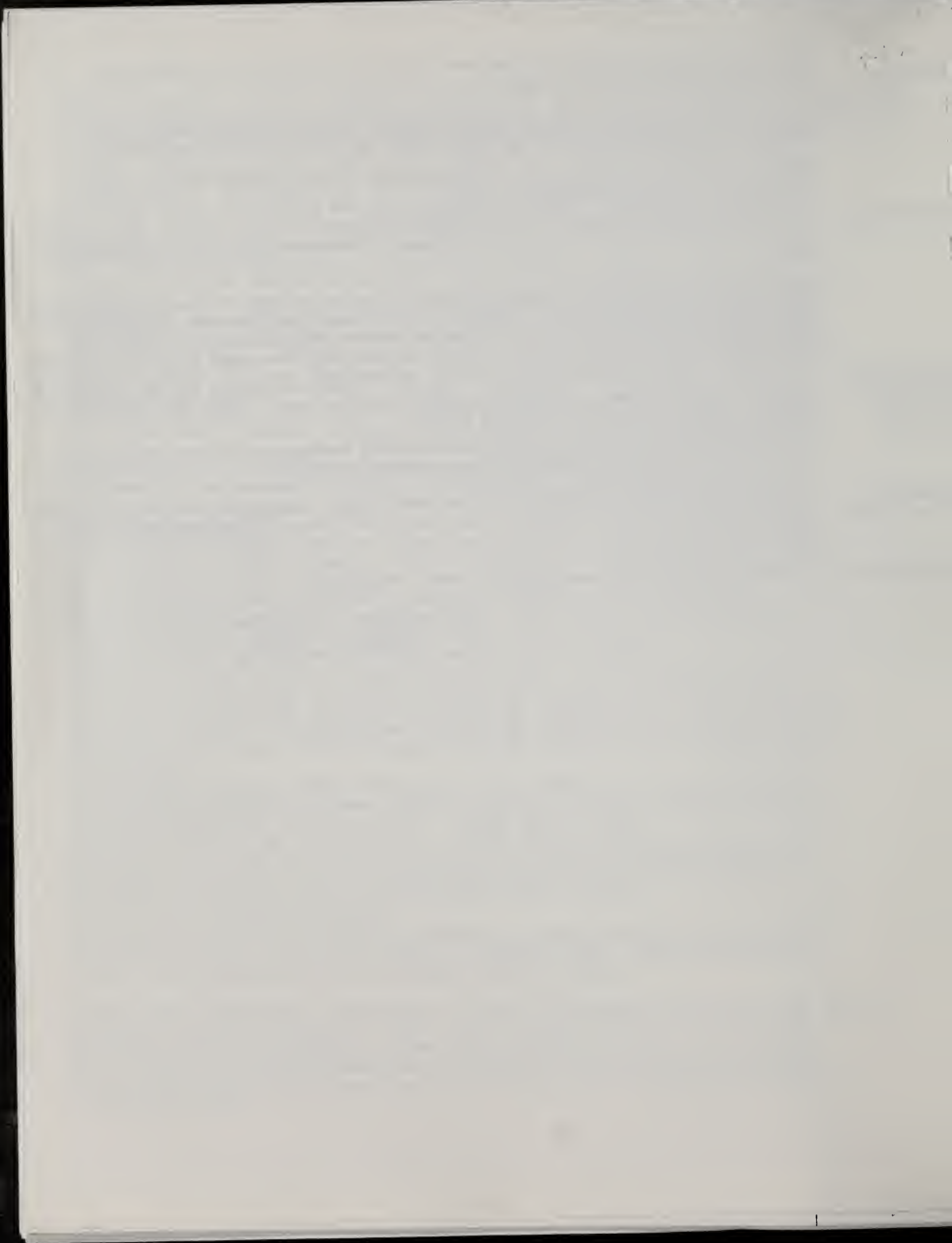
At 10:15 p.m. the Board returned to open session. Mr. Tambone sent the Board a note stating that due to the lateness of the hour he will make his presentation to the BOS at another meeting.

Adjournment

At 10:20 p.m. motion JPE, second RAB, unan. to adjourn.

For the Board of Selectmen, by

Judith E. Carter



town clerk

RECEIVED

MAR 15 4 38 PM '85

TOWN OF CHELSEA
MARY E. ST. HILAIRE
TOWN CLERK

BOS Meeting Feb. 25, 1985	Regular meeting of the Board of Selectmen held Monday, February 25, 1985. Members present were: Miss Towle, Mr. Ready, Mr. Emerson and Mr. Blomgren. Mr. Hart was absent. Norman E. Thidemann, Executive Secretary, was also present.
Proclamations	Motion DJR, second JPE, unan. to proclaim March 10 - March 16 as Girl Scout Week. He noted that Brownie Scouts Jennifer Hill and Christine Joel and Boy Scout David Regan were present at the meeting. Motion DJR, second JPE, unan. to proclaim March 1 as Kick-off Day for the Friends of Senior Citizens. Motion DJR, second JPE, unan. to proclaim March 1st as John William Poduska Day.
Minutes Approved	Motion DJR to approve the minutes of the February 12th meeting. RAB asked to amend the minutes by adding "show cause why the license should not be rescinded" in the last paragraph of Page 2. Motion DJR, second JPE, unan. to approve the minutes as amended.
Member Reports	Under reports, RAB reminded residents of the meeting on the proposed Resource Recovery Facility at the Old Town Hall on February 27. The Ex. Sec. added that the meeting will either be shown live on Cable 43 or taped for a future showing.
Ex. Sec. Reports	The Ex. Sec. reminded the Board that 4½ years ago the Town had applied for funds for a Hydro project at Stony Brook at the Crystal Lake spillway, that the BOS, state and federal governments had approved, but the money was pulled back at the time by the new administration. He is now updating the application and sending it to the state, with BOS approval. The grant would provide funds for a feasibility study and a low interest loan for construction. The power generated would be for the school complex, and the gross savings \$78,000 per year, with the net savings

at \$47,000 per year. The feasibility study will cost \$40,000, with \$20,000 to be paid by the Town. He added that this application for the grant is not a final commitment on the Town's part. Motion DJR, second JPE, unan. to authorize the grant application to be submitted.

At 7:40 pm Frederick Hoar was present to present a petition of New England Telephone Company to lay and maintain underground conduit on Acton Road and Bartlett Street. Mr. Hoar said that there are 2 existing poles and this will connect them, all underground. Motion DJR, second JPE. unan. to approve.

New England
Telephone
Petition -

A Public Hearing was held on the application of Edward DiLeone, applying for a Class II Auto Dealer's License to be exercised at 93 Chelmsford Street. Mr. DiLeone said that he is an auto broker, and needs the license to purchase, sell and deliver cars. His office will be at 93 Chelmsford Street, and there will be no cars on the premises. Mr. DiLeone said that his business, The Negotiators, is buying a car on a more personal basis, to save the customer going to dealer's showrooms, and that he has been in the business for 15 years. Charles Watt, 12 Orchard Lane, the owner of the property at 93 Chelmsford Street, said that he has no objections. Scott McKay, an abutter at 7 Boyd Lane, asked what will prevent Mr. DiLeone from becoming a full-fledged dealer, and the BOS said that the license will be restricted. No one present spoke in opposition to granting this license. Motion DJR, second JPE, unan, to grant the license with the restriction that no vehicles are to be stored on the premises.

Edward DiLeone
Class II Auto
License

Ex. Sec. Report

Ex. Sec. Thidemann announced that he will be resigning effective March 29, the date the warrant is posted. to take a position as Town Manager in Greenfield. He will be returning for Town Meeting. He said that he has worked with 8 different BOS members in the past 5 years, and feels we have accomplished a lot. He added that he has found the department heads to be excellent, that ATM is a positive force in Town, and thanked the BOS, dept. heads and taxpayers.

At 8:00 pm the Board had scheduled a Public Hearing on McEnaney's Market for allegedly selling alcoholic beverages to minors, but on the advice of Town Counsel and the Police Chief, this hearing will not take place until the criminal action is settled. Motion DJR, second JPE, unan. to schedule this hearing for the meeting on April 22nd, or sooner if the criminal action is settled. The Chairman announced that Mr. Tambone, scheduled on the agenda to update the Board on his projects, would not be attending the meeting.

Change in
Agenda

Attorney Joseph B. Shanahan, Jr. then addressed the Board to tell them a bit about Friends of the Senior Center, Inc., which is a non-profit organization organized in 1981 to supplement services to elder citizens. He stated that by 1990 the Town will have over 4500 residents over the age of 60, that revenues have been coming from the federal government but programs are being cut, and that the Friends are undertaking a large fundraising campaign for an endowment fund. He is asking the BOS to put "seed money" into the Council on Aging budget, to be set up similar to the Rec. Comm. revolving funds, to support Respite Care, Meals on Wheels, etc. and asked for a 1 time appropriation of \$5,000. Motion DJR, second JPE, unan. to amend the Council on Aging budget to add \$5,000 and re-submit it to the FinCom. Mr. Shanahan said he would like to thank the Ex. Sec. for everything he has done for him and for the Town and wished him well in Greenfield.

Friends of
Senior
Center

DJR reported that the sub committee on the Grange Hall met and drew up specs for proposals. These will be advertised and proposals due on March 29. He reported that the Drug and Alcohol Committee met with the FinCom. They were going to submit a warrant article for funding, but these funds will now be put in the Police Dept. budget. Motion DJR, second JPE, unan. to amend the Police Dept. budget to include funding for the Drug and Alcohol unit and to drop Article 43 from the ATM Warrant.

Board
Member
Reports

246
DJR also reported that he, JPE and the Ex. Sec. attended a breakfast meeting with the Governor last week, and he said he would start an environmental impact study on the widening of Route 3.

DJR then responded to an editorial in the Independent calling for "Time for a Change", re Town elections. He said he does not like the insinuation about incumbents not doing a good job, and that he feels that well-run Towns do not have large numbers of people running for office.

Appointments Motion DJR, second JPE, unan. to appoint John Abbott, 364 North Road, and Daniel McLarney, 43 Drexel Drive to the Auxiliary Police Force.

Unfinished Business Motion DJR, second JPE, unan. to approve a 4,000 lumen streetlight on NET Pole #3 on Marshall Street.

Warrant Articles The Board then discussed Warrant articles. The Ex. Sec. went through the list of articles and explained them.

Motion DJR, second JPE, unan. to remove Art. #7 and put under Unclassified. (LEAA matching funds for Police Dept.)

Art. #11 - Chapter 90 Funds for Highway Dept. - omit - BOS can authorize.

Motion DJR, second JPE, unan. to accept the Ex. Sec. recommendations on Arts. 1 - 11.

Art. #12 - Funds for Elder Services of Merrimack Valley - place in Unclassified.

Arts. 13, 14 and 15 will be part of Capital Planning article. The Capital Planning Committee will submit app. 20 articles to the FinCom for approval, and there will be one article for all capital expenditures. They should have the final list at the end of the Capital Planning Comm. meeting on Feb. 26. The entire list will be submitted to the FinCom and will be on the warrant, although there may not be funding for all the items. Also, ATM could change the priority of the list.

Motion DJR, second JPE, unan. to accept the Ex. Sec. recommendations on Arts. 12 - 15

Arts. 17 and 18 - Capital Planning, Art. 20 Capital Planning, Arts. 21 - 24 Hold for School Committee (only 2 articles received so far). Arts. 25 and 26 - petition for re-zoning - hold for Planning Board recommendations. Art. 27 - Day Care - BOS had voted to omit.

Motion DJR, second JPE, unan. to accept the Ex. Sec. recommendations on Arts. 16 - 27

Art. 28 - Restraint of female dogs - Hold for now. Art. 29 - 30 minute parking on Adams Street - can be done by BOS without Town Meeting approval.

Motion DJR, second JPE, unan. to approve 30 minute parking on Adams Street.

Arts. 30 and 31 - Capital Planning. Motion DJR, second JPE, unan. to leave Art. 30 (transfer of funds for location of Dog Pound) on warrant, and to add Art. 31 (\$5,000 for Library handicapped access study) to Capital Planning article.

Motion JPE, second DJR, unan. to drop Art. 28 from Warrant.

Motion DJR, second JPE, unan. to withdraw Art. 32 (removing 1-way restriction on Rivermeadow Drive).

Arts. 33 and 34 - sale of Town-owned land - BOS already voted to include.

Arts. 35 and 36 - rent control articles submitted by petition.

Art. 37 - 3 additional laborer-truck driver positions for Highway Dept. - BOS has approved and will be included in budget.

Art. 38 - 6 streets to be accepted. Art. 39 - sale of Town-owned land - approved by BOS. Art. 40 - amend Personnel By-law. Art. 41 - overtime for Police Dept. - Traffic Control - to be handled like Drug Task Force. Art. 42 - land-taking on Route 110 and Fletcher Street - Traffic and Safety Committee. Art. 43 - Drug and Alcohol Prevention - include in Police budget - withdraw article from Warrant. Art. 44 - "Seed" money for Police Dept. detail work, to speed up pay to officers, recommended by Town Accountant. Art. 45 - re-zoning - by petition. Art. 46 - moratorium on commercial building - waiting for response from Town Counsel and Planning Board. RAB asked to put on Hold, and tell FinCom it is on Hold. Art. 47 - housekeeping article.

Art. 48 - funds for Charter Commission - no need now - omit. Arts. 49 - 51 - Master Plan - DJR and JPE said it will not be ready - omit articles. Art. 52 - brush pick-up - JPE said very costly and time-consuming to burn at landfill - motion, second DJR, unan. to omit this article. Art. 53 - housekeeping. Art. 54 - sale of Town-owned property - BOS already approved. Art. 55 - land taking and appropriation for

Motion DJR, second JPE, unan. to approve Ex. Sec. recommendations on Arts. 28 - Warrant
55 and send updated list of articles to be included and those still on hold to Articles cont'
the FinCom.

Motion JPE, second DJR, unan. to place Art. 11 from 1984 ATM on warrant (Town to
pay increased share of medical insurance for retirees).

Under New Business, DJR said he would like to look into reviewing fees and regula-
tions for video games.

New Business

Motion JPE, second RAB, unan. to appoint DJR to the Route 3 Steering Committee.

Motion DJR, second RAB, unan. to appoint JPE as LRTA rep. to replace the Ex. Sec.

At 9:05 p.m. motion DJR, second JPE, to go into Executive Session for the purpose Adjourn to
of discussing stragety with regard to collective bargaining. Roll Call vote was Ex. Session
as follows: DJR-Aye; JPE-Aye; RAB-Aye; BAT-Aye. The Chairman said the Board would
not be returning to open session and there would be no announcements.

For the Board of Selectmen, by

Judith E. Carter

fair clerk

RECEIVED

MAR 28 1 31 PM '85

TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Regular meeting of the Board of Selectmen held Monday, March 11, 1985. Members present were: Miss Towle, Mr. Ready, Mr. Emerson, Mr. Blomgren and Mr. Hart. Norman E. Thidemann, Executive Secretary, was also present.

Meeting
March 11, 1985

During the open session, John Rosenberger, 8 Crockett Drive, was present to ask the Board to do something about the front of his property, which he claims is dug up by snowplows every winter, despite his placing stones, rocks and markers along the edge of his property. The Board had written to Supt. of Streets Harold Gray asking him to inspect the property, and he had responded. Mr. Rosenberger is requesting a granite curb along his property, and said that the street does not need to be plowed as close to his property as they are presently doing. RAB asked if he would pay for the materials for curbing and Mr. Rosenberger said No. Motion JDR, second JPE, unan. to ask for recommendations from the Town Engineer. The Ex. Sec. said he will send a strongly worded letter to Mr. Gray asking him to tell the snowplowing contractor to stay 4 feet away from Mr. Rosenberger's property, and it would be BOS policy not to pay him if he goes within 4 feet of the property line. RAB asked Mr. Rosenberger to take pictures if his property is damaged again. The Ex. Sec. noted that granite curb is very expensive and would be precedent setting, and he will ask Mr. Gray about the cost of asphalt curb.

John Rosenberger
8 Crockett Dr.
Problem with
Snowplow
Damage

Chairman Towle called the meeting to order at 7:30 p.m.

Meeting Called
to Order
Proclamations

Motion DJR, second JPE, unan. to proclaim March as Town of Chelmsford Scholarship Fund Month.

Motion DJR, second JPE, unan. to proclaim March 16 - March 23 as Campfire Birthday week.

Motion DJR, second JPE, unan. to proclaim the week of March 3 - March 9 as American Association of University Women week.

Motion DJR, second JPE, unan. to approve the minutes of the February 25th meeting.

Minutes
Approved

The Board then presented Certificates of Appreciation to leaders and members of Boy Scout Troop 81 for their fine work in putting out flags in the Center on holidays during the past year.

Certificates of
Appreciation to
Boy Scout
Troop 81

Member
Reports

DJR reported that we have received a letter from the State DPW granting approval of the Town's request for traffic improvements on Route 110 - Fletcher St., Stedman St., the Chelmsford Mall and the Route 3 off-ramp, and stating that the State will fund the entire project.

JPE reported that he is going to attend a Government Affairs Seminar in Washington, DC next week - partially to insure the funding of the sewerage program, and also to attend seminars on resource recovery facilities..

RAB reported that he and DJR attended the Chamber of Commerce Dinner, and congratulate Mr. Ready on the fine job he did in presenting the proclamation to Bill Peduska, recipient of the Dr. An Wang Annual Award.

He also reported that that a Public Hearing was held on the Resource Recovery Facility and the next hearing will be March 27. He asked the press to publicize the hearing.

BAT gave an update on the search for a new Executive Secretary - that we have advertised in the Lowell Sun and Boston Globe and will accept resumes through March 29th.

Ex. Sec.
Reports

The Ex. Sec. reported that we have received a request from Hudson Bus Lines for permission to go into Independence Drive to the Heritage Inn, but that Emile Dumont has serious concerns about this. He suggested that the BOS put the matter on Hold until we hear from Town Counsel, but that we only have 90 days to act on the request under the statute, and the BOS has no jurisdiction over Independence Drive, which is a private way.

Motion DJR, second JPE, unan. to schedule a Public Hearing for March 25th. Roy Chaisson asked to be notified of the hearing, stating that he has a taxi agreement with Mr. Dumont.

March of
Dimes Walk
America
Presentation

Brian Parker from the March of Dimes was present and showed the Board a short film on Walk America. The '85 Walk America will be held on Sunday, April 28, and he invited the BOS and all Town residents to join in the walk in Lowell. Proceeds from the Walk will be used to aid children with birth defects and for research in preventing birth defects.

New Business

Under New Business, DJR brought up the subject of house numbers, and asked if the Building Inspector could inspect for visible numbers before issuing Occupancy Permits, and ask Town Counsel if the Fire Dept. could check for visible numbers when inspecting for smoke detectors.

Nashoba
Valley School
District
Appointment

At 7:55 p.m. the meeting was turned over to Town Moderator Dennis McHugh. Mr. McHugh said that the purpose of the joint meeting of the BOS and the School Committee is to appoint 1 member for a 3-year term to the Nashoba Valley Technical High School District Committee, and asked for names to be placed in nomination. Motion DJR, second JPE, to place the name of Stratos Dukakis, 10 Galloway Road. Vote was as follows: Carl Olsson - Dukakis; Carol Cleven - Dukakis; BAT-Dukakis; DJR-Dukakis; JPE-Dukakis; RAB-Dukakis; PCH-Dukakis. Mr. Dukakis was unanimously appointed, and Mr. McHugh turned the meeting back over to BAT at 7:58 p.m.

Position on
Warrant
Articles

The Board then discussed their position on Warrant Articles. No. 1 - land taking and trash - \$2,000,000 - Hold until after the hearing on March 27.

No. 2 - 60% health insurance for retirees - motion DJR, second JPE, unan. to support.

No. 3 - sale of McIver land on Billerica Road - motion DJR, second JPE, unan. to support.

No. 4 - Auctions (Housekeeping) - motion DJR, second JPE, unan. to support.

No. 5 - Moratorium on commercial building - Hold for response from Town Counsel.

No. 6 - Housekeeping - Police By-laws - motion DJR, second JPE, unan. to support

No. 7 - Re-zoning - Scotty Hollow Drive - motion DJR to Hold.

No. 8 - "Seed money" for police detail work - motion DJR, second RAB, to withdraw. Vote was 3 in favor, 2 opposed (BAT and JPE).

No. 9 - land taking on Route 110 and Fletcher St. - motion DJR, second JPE, unan. to support.

No. 10 - amend Personnel By-laws - motion DJR, second JPE, unan. to support.

No. 11 - sale of Town-owned land - Alcorn Rd. - motion DJR, second JPE, unan. to support.

- No. 12 - Street Acceptances - motion DJR, second JPE, unan. to support.
No. 13 - rescind Rent Control Board article - motion DJR, second JPE, to not recommend. Vote was 4 in favor, 1 abstention (RAB).
No. 14 - establish Rent Control Act - motion DJR, second JPE, to not support. Vote was 4 in favor, 1 abstention (RAB).
No. 15 and 16 - sale of Town-owned land on Wightman St. and Fourth Ave. - motion DJR, second JPE, unan. to support.
No. 17 - Dog Pound - motion PCH, second DJR, unan. to hold until we have the recommendation on location from the Dog Pound Committee.
No. 18 and 19 - re-zoning on Fairview Street and North Road - motion DJR, second JPE, unan. to Hold.
No. 20 - 23 - School Dept. articles - motion DJR, second JPE, unan. to Hold.
No. 24 - update Town History - motion DJR, second JPE, unan. to support.
No. 25 - \$10,000 for mosquito control - motion DJR, second JPE, unan. to support.
No. 26 - 35 - pro-forma articles - motion DJR, second JPE, unan. to approve.
No. 36 - sale of Town-owned land on Riverneck Road - motion DJR, second JPE, unan. to place on Hold.

Warrant Arts.
cont'd

DJR asked about the Capital Planning article, and the Ex. Sec. said that the committee is recommending the entire list as submitted. DJR then said he has a problem with taking funds from the Stabilization Account, and wants to know the logic behind the priorities on the list. It was agreed to schedule the Capital Planning Committee to attend the next BOS meeting.

Under New Business, JPE said that the Joint Committee on Commerce and Labor is meeting on March 14 to discuss Senate Bill 21, which pertains to the length of time of notice to vacate to mobile home park tenants. Motion JPE, second DJR, unan. to send a letter of support of this bill.

New Business

RAB asked for an update on Crystal Lake, and the Ex. Sec. said he will send memos to the Police and Highway Depts. stating that the BOS has approved curfews, restricted parking, 15 mph restrictions, and he will ask that signs be posted directing traffic to Crystal Lake from Vinal Square.

RAB asked for a report from the Police Dept. on the Kerrigan shooting, and the Ex. Sec. said he expects to have one shortly, when the investigation is complete.

It was announced that the last day of Voter Registration for the Town Election is March 16, and that the polls will close at 6:00 p.m. on April 6th. Motion DJR, second JPE, to tell the Town Clerk to order 8,000 ballots. Vote was 4 in favor, 1 opposed (PCH - wanted only 6,000).

Motion DJR, second JPE, unan. to approve the posting of signs on Crooked Spring Road as recommended by the Safety Officer.

At 8:45 p.m. motion DJR, second JPE, to adjourn to Executive Session to discuss the purchase, lease or exchange of real property. Roll Call Vote was as follows: DJR-Aye; JPE-Aye; RAB-Aye; PCH-Aye; BAT-Aye. The Chairman said that there would be no announcements following the session.

Adjourn to
Executive
Session

For the Board of Selectmen, by

Judith E. Cartwright

RECEIVED
APR 24 11 50 AM '85
TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Town Clerk

Meeting March 28, 1985	Meeting of the Board of Selectmen held Thursday, March 28, 1985. Members present were: Miss Towle, Mr. Ready, Mr. Blomgren and Mr. Emerson. Mr. Hart was absent due to business. Norman E. Thidemann, Executive Secretary, was also present. The purpose of the meeting was to determine the Board's position on warrant articles for Town Meeting, and to hear a Highway Dept. grievance.
Position on Warrant Articles	Articles 1 - 4 (pro forma) - BOS supports. Art. 5 - this article requests a State audit of the Town's accounts. BOS supports. Art. 6 - this article adds 10% to the amount paid by the Town for health insurance for retired employees. BOS supports. Art. 7 - BOS supports. Art. 8 - BOS does not support. Art. 9 - JPE commented that he feels McCarthy Junior High School will be the site chosen for the Dog Pound. This article, if voted favorably, would locate the Dog Pound at the sand pit near the McCarthy Junior High School, as previously recommended. BOS supports. Art. 10 - Capital Planning Article - This article, if voted favorably, authorizes the expenditure of Town funds from various sources for specified capital improvements. Art. 11 - this will be used to fund traffic control changes. BOS supports. Art. 12 - this article provides funds to complete the Town History. BOS supports. Arts. 13 and 14 - Housekeeping articles. BOS supports. Art. 15 - this article would replace a part-time Board with a currently on-board professional Personnel Department. BOS supports. Art. 16 - 20 - these articles would authorize the BOS to sell small parcels of Town-owned land. BOS supports. Art. 21 - this article is needed for the signalization of Fletcher Street and Chelmsford Street. BOS supports. Art. 22 - this article would mandate Town-wide rent control. BOS does not support. Art. 23 - the BOS will not comment until the Planning Board makes their recommendation. Art. 24 - this article would authorize the BOS to accept three newly-developed streets in Town. BOS supports.

At 6:45 p.m. motion DJR, second JPE, to adjourn to Executive Session to hear a Highway Dept. grievance. Roll Call vote was as follows: DJR-Aye; JPE-Aye; RAB-Aye; BAT-Aye. The Board returned to open meeting at 7:15 p.m.

Executive
Session -
Highway
Grievance

Art. 25 - this article would authorize the BOS to accept and reconstruct Monmouth Street. BOS recommends.

Art. 26 - this would authorize the BOS to accept a long-existing street, Locust Road. BOS supports.

Return to
Open Session

Art. 27 - this would authorize the BOS to accept Wiggin Street, which is in litigation with the developer. BOS supports.

Arts. 28 - 32 - Planning Board recommendations.

Arts. 33 - 36 - these articles enable the Town to close the Swain Road Land-fill in conformance with State regulations. BOS supports.

Art. 37 and 38 - a resource recovery facility is being studied. Recommendation will be made at Town Meeting.

Art. 39 - this article, if passed, would authorize the BOS to accept proposals for elderly housing only, at the North School site.

Art. 40 - BOS supports.

The moratorium on commercial building was discussed. DJR said that Town Counsel and Weston & Sampson have serious problems with this item, and did not put the article on the warrant. Town Counsel felt it would be challenged in court, and the Town would be open to lawsuits. RAB asked to have Town Counsel call him when he returns to Town. JPE said that it could endanger the Master Plan which is to be presented in October.

At 7:35 p.m. motion DJR, second JPE, unan. to adjourn the meeting.

For the Board of Selectmen, by

Julie E. Carter

Regular Meeting
March 25, 1985

Regular meeting of the Board of Selectmen held Monday, March 25, 1985. Members present were: Miss Towle, Mr. Ready, Mr. Emerson, Mr. Blongren and Mr. Hart. Norman E. Thidemann, Executive Secretary, was also present.

Chairman Towle called the meeting to order at 7:30 p.m.

Proclamation

Motion DJR, second JPE, unan. to proclaim the month of April Care and Reach Out Month, Inc. in the Town of Chelmsford.

Minutes
approved

Motion DJR, second JPE, unan. to approve the minutes of the March 11th meeting, Reg. and Executive Sessions, and the Ex. Session of February 25th.

Board Member
Reports

DJR reported that he and JPE attended the Middlesex County Selectmen's Assoc. meeting and enjoyed a discussion on solid waste disposal, and also learned names of people to call for funding.

He said that Cable 43 TV is running a fund-raising Telethon on May 18th, and moved that the BOS: approve the sale of hot dogs; approve the auctioning off of various items, and donate the use of the Old Town Hall, including janitorial services. Motion was seconded by JPE, unanimous.

Motion DJR, second JPE, to schedule a Special Town Meeting within the Annual with the following articles included: funding for the Clerical Union contract, funding for professional help (engineering and legal) for a resource recovery facility, and an article to bring the salaries of full-time elected officials to the same level within 5 years. It was agreed that there should be more information from the FinCom on this last article. The Ex. Sec. said that the BOS will have to hold a meeting Thursday to hear a grievance, and can further discuss Warrant Articles at that time.

IDFA Bond -
South Street
Realty Trust
Littleton Rd.

At 7:35 pm the Board met with Walter Spiegel, representing L. Renfro of South Street Realty Trust and a Trustee and President of Assurance Technology. Mr. Renfro is requesting approval of a \$1 million IDFA Bond for 303 Littleton Road for rehabilitation and expansion, and asked the BOS to sign the resolution by March 28th. Jack Leonard, Comptroller for Associated Technology, said that they are an engineering and consulting firm, with corporate headquarters presently in Carlisle, and have grown from 1 to 131 employees in 15 years. They also process parts for test equipment, and generate a small amount of chemical toxic waste, which is hauled away twice a year. Motion DJR, second JPE, unan. to approve the IDFA Bond for South Street Realty Trust.

Public Hearing
Hudson Bus
Lines

A Public Hearing was held on the application of Hudson Bus Lines for permission to pass over public streets in Chelmsford - Rtes. 495 and 110. Thomas Lintall, Consultant, presented the application, stating that his client is seeking permission to operate over 110 to Alpine Lane, that they now have approval from Lowell and Tewksbury, and are approved by the State DPW to operate between Boston and the NH line. The Ex. Sec. stated that on the original application he thought that Hudson wanted to go in Independence Drive to pick up passengers at the Heritage Inn, and that Inn owner Emile Dumont does not want them doing this. Mr. Lintall said that Heritage Inn should be removed from the application, and Howard Johnson's indicated, and that they still would like permission to in Alpine Lane to the Post Office. He said that they would only stop at bus stops on Rte. 110. Board members asked Mr. Lintall various questions and said they see no benefit to him having access on Route 110. Roy Chaisson, 3 Paillet Drive, and a taxi cab operator, said that Hudson is not telling the truth, that they cannot park at Howard Johnson's but at the TownHouse, that stopping on Route 110 bus stops will add to the traffic congestion on that street, that Hudson has turned down the Heritage Inn's request for service for 3 years, and that Hudson has been barred from the Port Authority for harrassing customers. If the BOS does not take action within 90 days of the filing of the application, Hudson will be able to travel all over the Town.

Motion RAB, second DJR, unan. to have Town Counsel check the legality of Hudson's arrangement with Howard Johnson's. BAT read a letter from Emile Dumont.

Motion DJR, second JPE, unan. to deny Hudson Bus Lines application.

Street Accept-
ance Public
Hearings

The Board then held Public Hearings on Street Acceptances. The Ex. Sec. explained the procedure - the hearing, then acceptance by the Town on the floor of Town Meeting, and then final acceptance by the BOS. Town Engineer James Pearson summarized the reports submitted to the BOS on the following streets being considered for acceptance: Sturbridge Drive, an approved subdivision off Old Westford Road, \$73,000 bond still being held by the Planning Board; Matthew Lane - an approved subdivision off Stedman Street, \$10,000 bond still being held; Monmouth Street - an old gravel road off Riverneck road, app. 850 feet long, with 6 houses, road needs widening, etc. and would cost app. \$75,000 to bring it up to standard; Locust Road - an old road, with no drainage, between Robin Hill Road and High Street, needs drainage and reconstruction, and would cost \$70 - \$80,000. The Ex. Sec. commented that he and the Supt. of Streets had inspected this street, and that it needs acceptance, particularly since it is a school bus route. Penni Lane is an approved subdivision off Crooked Spring Road, with the asphalt broken up due to drainage problems, the bond is down to a minimal amount, it will take \$10,000 - \$12,000 to complete, and the Planning Board is considering litigation against Roper, the developer. Wiggin Street - an approved subdivision off North Road - the street was started, the bond was found to be faulty, and will take app. \$40 - \$50,000 to complete.

Sturbridge Drive - J. P. Richardson, 7 Sturbridge, said there is no problem with the road, and the drainage is OK except for 1 catch basin. Motion DJR, second JPE, to put it on the warrant for acceptance.

Matthew Lane - no comments or questions. Motion DJR, second JPE, unan. to put this street on the warrant for acceptance.

Monmouth Steeet- Jim McKennedy, 262 Riverneck Road, owns land on Monmouth St. and said there is supposed to be a 40' road, which there is not. Don Campbell, 19 Monmouth St. said the street is now app. 12' wide, and they would like 16' of paved road, and no drainage or sidewalks. JPE said the road will have to be at least 24' to conform to Planning Board standards. Mike Garrigan, 25 Monmouth St. said that the 1892 plan on file at the Registry of Deeds shows a 40' road, and said that Monmouth Street residents' taxes are comparable to those on adjacent, finished streets. Paul Kasila, 6 Monmouth Street, said he is concerned about land-taking, and the Town Engineer told him that if it is accepted as a right-of-way, there could be only 20' paved. Phyllis Reid, 26 Monmouth Street, said that the Town is spending there now just to maintain what they have for a street and they might as well do it right.

Motion DJR, second JPE, unan. to put Monmouth Street on the warrant for acceptance and ask the Twon Engineer to estimate the cost at the narrowest width acceptable to the Fire Dept. and to allow 2 cars to pass.

Locust Road - Norm Jones, 28 Locust Road, said that there is a severe drainage problem due to construction on Robin Hill Road, and asked if the residents of the street get further assessed if the street is accepted, BAT said No. Beyla Makovsky, 48 Locust Road, questioned if there would be landtaking at the Byam Road end, since this is a very dangerous corner now, and really only 1 lane. Motion DJR, second JPE, unan. to add this street to the warrant for acceptance. PCH commented that they have tried in the past to get drainage easements at that end of the street before. Motion DJR, second JPE, unan. to add an article for eminent domain landtaking for drainage purposes.

Penni Lane - Gary Dear, 5 Penni Lane, noted that a Special Counsel has been appointed for the Planning Board, and there is no report from him. The Ex. Sec. told him that the article would only give the BOS the authority to accept the street, not to pay for completion. Motion PCH to check with Town Counsel and have him put a \$ amount with this street, then meet with the Planning Board and go after Counsel, if this will not hamper the Town's case against the developer. Jim Ray, 3 Penni Lane, said that Roper has said the street was not build the way he wanted it, but to Town specs. He feels the Town erred in releasing the bond in August, 1981 without checking with the residents. Motion DJR, second JPE, unan. to include this street on the warrant for acceptance.

Wiggin Street - Motion DJR, second JPE, to put on warrant. The Ex. Sec. reminded the Board that Town Counsel has litigation pending, and DJR amended his motion to include \$40 - \$50,000 for completion (Town Engineer to have exact figure by Town Meeting). Second JPE, unan.

At 8:55 p.m. the Board took a 5 minute recess.

Capital Plan-
ing Committee
re Warrant
Article

At 9:00 p.m. the Board met with the Capital Planning Committee to discuss their warrant article. DJR said the BOS has no questions regarding prioritizing of the requests, but he has questions re funding. The Ex. Sec. said that funding sources were put on by him and Ernie Day, that most articles are Raise and Appropriate, and that the school bond issue is the only article where borrowing is recommended. DJR said he thought the use of the stabilization fund was for an emergency, not regular use, and the Ex. Sec. said that the need for a new ladder truck is an emergency, and that the FinCom has agreed to funding it from the stabilization fund. DJR asked if the Cap. Planning Comm. will address the article at Town Meeting, or will individual dept. heads speak, and the Ex. Sec. told him that the Committee will present the article as a whole, and explain the prioritizing, etc. to streamline the process at Town Meeting, but that dept. heads would be available to answer individual questions. Various methods of funding and borrowing were discussed by members of the Cap. Planning Comm. DJR said he would like to see the Committee set aside a certain sum for drainage every year, and also start a long-range plan for sidewalks. DJR said that he, JPE and C. Stone from the Committee had toured the Fire Stations looking at capital equipment, and recommended that the Committee take some similar tours of Town depts. The Ex. Sec. commented that the more free cash is spent on articles, the better off the Town is in terms of state aid.

Charles Parlee
Revitalization
of Vinal
Square

The Board then met with Attorney James Geary, who updated the Board on the re-vitalization of Vinal Square, a project that his client Charles Parlee is undertaking with the block of buildings on Tyngsboro Road. He introduced Mr. Parlee, Civil Engineer Kathy Howe, and Architect Stephen Wojcik. He showed drawings of the renovated building, and said there will be 137 parking spaces behind it, off Wotton Street, with an elevator going from the parking lot to the streetfloor of the building. The building will be 25,000 sq. ft., with 10,000 sq. ft. for retail stores, and 15,000 sq. ft. for offices. A preliminary traffic analysis indicates that traffic will only be increased by 5%, which would have little impact. DJR suggested that Mr. Geary talk with Weston & Sampson about sewerage plans for the area, and commented that the Town should look into reducing the grade on the hill coming into Vinal Square from Tyngsboro. Attorney Geary said that he may later be asking the Board's assistance in having guide wires removed, and also in temporarily relocating the package store.

United Parcel
Service -
Proposed
Facility on
Brick Kiln Rd.

Mr. Geary then made a presentation to the Board on the proposed United Parcel Service facility on Brick Kiln Road. He introduced Bob Brustlin, Vanasse and Hangen, two representatives of United Parcel, and J. Paul Bienvenu. He said that this will be a 330,000 sq. ft. building on a 70 acre parcel of land. UPS trucks will be prohibited from making a left-hand turn onto Brick Kiln Road, in order to avoid residential area. Preliminary plans have been submitted to the Planning Board and the Conservation Commission, and the land will be "walked" Tuesday at 9:30 a.m., with the BOS invited. There will be a water treatment plant on the site. This is a \$20 million investment, with 550 employees. They will donate 15 feet for road widening along their 1,000 foot frontage. They will be back to the BOS for a fuel storage permit - 10,000 gallons gasoline and 40,000 gallons diesel fuel. As far as water supply, water for domestic use will come from East Chelmsford, and water for fire fighting will come from the Center District. RAB said he has questions re water supply and fire fighting equipment and manpower. Approximately 200 trucks per day will be in and out of the facility. PCH said he has concerns re the Parking lots, with water from washing trucks, etc. and the wells being safeguarded, and he is not satisfied with what he has heard tonight. Attorney Geary said that they will be submitting a Site Plan to the Planning Board for a Special Permit, filing a Notice of Intent with the Conservation Commission, and also plans will be filed on the state level.

Attorney Joseph B. Shanahan, Jr. was present to present a proposal for the North School site on behalf of his client HRM Associates. The principal of this firm is R. Robert McBride, who now has 200 units of rental housing at the Carriage School Site House, Coach House and Kennilworth Apartments. Mr. McBride would like to acquire and develop all or a portion of the North School site for 60 - 120 units of elderly housing under the TELLER program, sponsored by the Dept. of Communities and Development. This would not be competing with the Housing Authority, since they have applied twice for grants and have been denied twice, and the State is cutting down on housing grants. He added that Mr. McBride only wants 4 or 5 acres, that now 36% of his units are occupied by persons over 62 years of age, and the proposal would have to be approved by the Housing Authority. The program will be presented in Boston on April 5, and Mr. McBride would have to assure the TELLER program that there is an article on the ATM warrant to authorize the BOS to sell all or a portion of the North School site for the development of elderly housing units.

Motion DJR, second JPE, unan. to put this article on the warrant.

DJR reported that the Master Plan Committee has been meeting, and the projected population for the Town in the year 2,000 is 35,000.

JPE reported that as liaison to the LRTA he is pleased to announce that Chelmsford has been selected to receive a new elderly and handicapped van on Wed. He also reported on the seminar he attended in Washington, D.C. on Resource Recovery and learned that many other communities are going this route, and that Chelmsford has a good deal for privatization. He met with Congressman Atkins and Senator Kerry, and Chelmsford is on top of the funding list.

RAB reported that he has met with Lowell Cable and their parent corporation, they went over customer surveys, and he would like to invite Mike Angi to a future BOS meeting.

The Ex. Sec. said that the proposed color chips for the Old Town Hall are here, awaiting a decision from the Board.

He announced that there will be a 2-year term vacant on the Nashoba Valley Tech. High School District Committee, due to the resignation of Randolph Brumagim, and asked the press to publicize this vacancy.

He reminded residents that there will be a Public Hearing on the Resource Recovery proposal at McCarthy Junior High School on March 27th.

He said that the Police Chief has sent the Board a letter noting the need for increase space at their facility. Motion DJR, second JPE, unan. to refer this request to the SMAC Committee.

Under New Business, motion DJR, second JPE, unan. to appoint Cheryl M. Petrucci, 301 Old Westford Road, to the Auxiliary Police.

Motion DJR, second JPE, unan. to wait and go over the warrant articles at the meeting on Thursday, March 28.

Motion JPE, second DJR, unan. to accept the grant payment from the State on implementation of the "Right to Know" law.

Motion DJR, second JPE, unan. to appoint the following as permanent police officers, as recommended by the Police Chief: Paul Richardson, Francis Teehan, Alan Cote, Scott Ubele, Susyn Stecchi, Martin Krikorian, Debra Metcalf and Gail Mullen.

Under New Business BAT asked the Ex. Sec. check into the status of the East School.

She announced that a Good Luck Party for Norman Thidemann will be held Thursday, May 2, 1985 at the Banqueteer.

HRM Associates

Board Member Reports

Ex. Sec. Reports

New Business

New Business

Motion DJR, seond JPE, unan. to appoint Bernard F. Lynch, 16 Balmoral Street, Andover, as Acting Administrative Assistant to the Board of Selectmen, effective April 1, 1985.

Motion DJR, second JPE, unan. to take the Tambone building which has been offered to the Town, and get money to tear it down and relocate it through a transfer from the FinCom.

At 11:00 pm motion DJR, second JPE, unan. to suspend the Board's rules and continue to do business after 11:00 p.m.

JPE said that the Westford BOS has invited officials from Chelmsford to attend a meeting on April 23, and he said the Sewer Commission is planning to attend.

RAB said he has read of fracasas associated with the showing of the film "Friday the 13th, Part V" and since the Cinema is showing this film, motion RAB, second DJR, to send a letter to the manager of the Cinema asking him to cease showing this film. Vote was 4 in favor, 1 abstention (JPE).

At 11:02 p.m. motion DJR, second JPE, to adjourn to Executive Session for the purpose of discussing strategy with regard to Collective Bargaining. Roll Call vote was as follows: DJR-Aye; JPE-Aye; RAB-Aye; PCH-Aye; BAT- Aye. The Chairman announced that there would be no announcements following the session.

For the Board of Selectmen, by

Judith E. Carter

Adjourn to
Executive
Session re
Collective
Bargaining

Re-organizational meeting of the Board of Selectmen held Monday, April 8, 1985. Re-organization
Members present were: Miss Towle, Mr. Ready, Mr. Emerson, Mr. Blongren and Meeting
Mr. Hart. Bernard F. Lynch, Acting Administrative Assistant, was also present. April 8, 1985

Chairan Towle opened the meeting at 7:30 p.m. and called for a moment of silence
in memory of Captain Thomas Curran, who had served the Town for 19 years as a
firefighter.

Motion DJR, second JPE, unan. to proclaim the week commencing April 21, 1985 Proclamation
as Youth Government Week. Several Elks were present to accept the proclamation.

Miss Towle then stepped down from the chair and Vice Chairman Ready took over.

Motion JPE, second BAT, unan. to elect DJR as Chairman for the coming year. Re-organization
DJR presented an engraved gavel to BAT and thanked her for her year of service of BOS
as Chairman.

Motion PCH, second BAT, unan. to elect JPE as Vice Chairman.

Motion RAB, second PCH, unan. to elect BAT as Clerk.

At 7:34 p.m. motion BAT, second JPE, unan. to adjourn the meeting. Adjournment

For the Board of Selectmen, by

Judith E. Carter

Regular
Meeting
April 22, 1985

Regular meeting of the Board of Selectmen held Monday, April 22, 1985. Members present were: Mr. Ready, Mr. Emerson, Miss Towle, Mr. Blomgren. Mr. Hart arrived at 7:25 p.m. Bernard Lynch, Acting Administrative Assistant, was also present.

Minutes
Approved

Chairman Ready called the meeting to order at 7:00 p.m.

Motion JPE, second BAT, unan. to approve the minutes of March 25, March 28 and April 8, 1985 (Regular) and March 25, March 28 and April 1 (Executive).

Open Session

During the Open Session, John Rosenberger, 8 Crockett Drive, was present to ask the Board what is going to be done with his property that was damaged by snowplows. He had received a copy of a report from the Town Engineer. DJR suggested that he meet with the AA and go over the details.

Cultural
Council

Marion Gould, Chairman of the Cultural Council, was present to ask the BOS approval for the Council to apply to the State Arts Lottery for a grant of \$600.00. She submitted a proposal from Chelmsford Construction Corp. for shutters for the Old Town Hall Auditorium windows. The Council and Brad Emerson have been looking into window coverings, and are recommending interior shutters like the Unitarian Church has. The Council has \$1800 from the Telethon, and if they obtain the grant of \$600, they could shutter 4 windows.

Tom Persia, 31 Billerica Road, was present to discuss a problem that he has with traffic and cars going over his front lawn. He has spoken with Harold Gray, who told him that there is no money for curbing or a sidewalk, and suggested he come to the BOS. He said that the road is caving in and sand building up. Motion JPE, second BAT, unan. to refer to the Town Engineer for study and recommendations.

Student
Government
Day

DJR then introduced the student reps to the Board, elected at Chelmsford High School and Nashoba: Joseph Russo, Beth Bellemore, Tad Clough, Laura Caito, Wendy Marshall, and Gail Martino, Executive Secretary.

Bill Edge.
Public Bldgs.

Bill Edge, Supt. of Public Buildings, was present to discuss the problem of meetings at the Town Offices - not enough rooms or parking spaces, due to the number of people. He said he has been letting outside organizations use meeting rooms and they are scheduled through June, but we don't have the extra room and he would like to phase out these organizations. He noted that there are only 30 spaces in the parking lot, and 24 actual Town committees, the police and fire depts. are upset with the situation, and he would like to put the organizations on notice. that they will not be permitted to use rooms in the fall. RAB suggested limiting the use of the rooms to groups of 10 or less.

Motion JPE, second BAT, to not allow any organization access to Town Offices meeting space after June 30, 1985 until further study can be done on room availability, organizations to be notified by mail by the BOS. Vote was 4 in favor, 1 opposed (RAB).

Motion JPE, second BAT, unan. that the Town Engineer be moved to Room 109, the Planning Board to Room 111, the FinCom to Room 202, and to move the Sewer Commission into B-03. DJR commented that there is a parking problem during the work day, and motion JPE, second BAT, unan. to have the five front spaces around the flag pole and the four side spaces facing Wilson Street marked "30 Minute Parking" and have the Police Dept. enforce.

Dog Pound
Committee
Recommendations

Linda Allen, Dog Pound Committee Chairman, was present and said that the Committee is recommending McCarthy Junior High as the site of the new pound, since the land is Town-owned, there is a natural sound barrier and the necessary public hearings have been held. She asked for the BOS support at Town Meeting. BAT said she agreed with the recommendation and asked that letters of thanks be sent to the Committee. Motion JPE, second BAT, unan. that the BOS recommend McCarthy Jr. High as the new proposed site for the Dog Pound. There will be slides of the proposed pound and site, and cost lists, etc. for Town Meeting.

Motion JPE, second BAT, unan. to schedule a discussion of the Old Town Hall shutters for the May 20th meeting.

TOWN ENGINEER
MAY 23 9 49 AM '85
MAY 23 9 49 AM '85
MAY 23 9 49 AM '85

A discussion of the shutters at the Old Town Hall Auditorium will be scheduled for the May 20th meeting.

A Public Hearing was held on the application of Atlantic Richfield for increased gasoline storage at 189 Chelmsford Street. Philip Ayoub was present and explained that the BOS had granted this increase in January but due to a technicality on the application, listing the wrong owner of the land, the license was invalid. There are now 20,000 gallons storage capacity in 4 steel tanks, to be replaced with 3 12,000 gallon fiberglass tanks. No one present spoke in favor of or opposition to this application. Motion JPE, second BAT, to grant this increase. Vote was 4 in favor, 1 opposed (RAB).

Ronald Pare was present to request the transfer of the fuel storage license at 113 Gorham Street from his parents. Wilfred Pare, to himself. There is a capacity of 5,000 gallons, which will not increase. The steel tank has been checked by Halberg. RAB asked that Halberg check the tank again and send a report to the BOS. Motion JPE, second BAT, unan. to grant this transfer, with a report to come from Halberg within 90 days.

Mr. Pare then told the Board that there have always been 4 stop signs at Brick Kiln Road and Carlisle Street, and No Through Trucking signs on Brick Kiln Road and all these signs are missing. Motion JPE, second BAT, unan. to send a memo to Safety Officer Daley asking for these signs to be replaced.

DJR reported that there is a memo from the AA re the Town Engineer budget, that it needs an amendment at Town Meeting to \$59,094, since the Fin Com has level funded it. Motion JPE, second BAT, to honor the request and move to amend the budget at ATM. PCH asked where the funding will come from, JPE said we will find the source at ATM, and PCH said we need to provide a source for funds if we amend. The vote was 3 in favor, 2 opposed (RAB and PCH).

A Dog Hearing on a dog owned by Garry Baker, 30 Old Stage Road, was scheduled for 7:45 p.m. Attorney David Rapucci, representing the Shephards, who had requested the hearing, said he had heard from the Dog Officer this morning that the dog had been put to sleep. Asst. Dog Officer William Shedd said that he had witnessed the Golden Lab being "put down" at the Humane Society at 10:30 a.m. Motion JPE, second BAT, unan. to dismiss the dog hearing.

DJR reported that a letter was received from the Police Chief recommending the termination of employment by the Town of Susyn Stecchi, who had been appointed permanent police officer on March 31, but did not show up for duty on April 5 and April 8. Motion JPE, second BAT, unan. to dismiss Susyn Stecchi as police officer and Police Matron, based on the Chief's recommendation.

A memo was received from Kathleen Robinson stating that the Council on Aging budget was not amended in the warrant as voted by the BOS on March 25. Motion JPE, second BAT, unan. to reinstate the \$5,000 "seed money" as voted, on the floor of ATM.

DJR said that the BOS has received a memo from NMAC stating that the Town's share of the cost for a shared traffic engineer is \$3,250. JPE asked that the matter be tabled for discussion.

DJR read a memo stating that the FinCom claimed they did not receive the budget request for the Elections Dept. and it was not funded. Motion JPE, second BAT, unan. that the BOS amend this budget to \$14,275 on the ATM floor.

A letter was received from the Supt. of Streets requesting a transfer of funds to purchase a sweeper attachment for the sidewalk tractor approved at the Nov. 1984 STM. Motion JPE, second BAT, to approve the transfer request for \$2,900. RAB commented that this would be a new service and let's not start now; PCH commented that this is not the time for additional equipment. Vote was 3 in favor, 2 opposed (RAB and PCH).

Kneeland Dog Hearing Dismissed

At 8:00 pm a formal Dog Hearing was scheduled on a dog owned by George Kneeland, 1 Third Street. DJR read a letter from Robert Carlson, DVM, stating that the dog had been destroyed this am. No was present for the hearing. Motion JPE, second BAT, unan. to dismiss.

Reports

A memo was received from the Police Chief re the painting of crosswalks in the Square. Motion JPE, second BAT, unan. to send a letter to Harold Gray asking him to commence the re-painting of the crosswalks immediately.

Re the rental of the Dog Pound from Stasia Wojtas, motion JPE, second BAT. unan. to authorize monthly payments at the present rate to Mrs. Wojtas for the rental of the dog pound as long as we need the use of it, until such time as a new pound can be constructed.

DJR said the Board has received a petition from residents in the area of 108 and 110 Crooked Spring Road indicating that there are motorbikes and dirtbikes being ridden on the access road to water district land, which they feel is dangerous, and they are asking for a gate or fence to keep these bikes out. Motion JPE, second BAT, unan. to send the letter to the Water Dept., Consv. Comm., Safety Officer and Highway Dept. asking for their recommendations, and he will set up a meeting of all concerned.

Under Reports, JPE said that PCH had notified the Sewer Commission that Princeton Blvd. was going to be re-paved, and they met with the state and Weston & Sampson and a compromise was reached, so that the road would not be completely re-paved before the sewer lines are put in.

RAB reported that at a recent meeting of the Rent Control Board the policies and procedures were adopted.

Unfinished Business

Under Unfinished Business, JPE read the minutes of the bid opening for the painting of the Old Town Hall. Motion JPE, second BAT, unan. to award the bid to B and P Painting, Lynn, MA in the amount of \$15,350.00.

New Business

Under New Business, motion JPE. second BAT, unan. to appoint Verne Woodward, 8 School Street, to the Council on Aging.

Nashoba Valley School Comm. Appointments

At 8:15 p.m. DJR turned the chair over to Town Moderator Dennis McHugh, who opened a joint meeting of the BOS and School Committee members Carl Olsson and Carol Cleven to appoint a representative to the Nashoba Valley Technical High School District Committee to fill the term of Randolph Brumagim, who has resigned. He noted that letters of interest had been received from Thomas Carey, present alternate member, and Ronald Wetmore. Motion BAT to place the name of Ronald Wetmore in nomination, no second. Motion DJR, second JPE, to nominate Thomas Carey as Chelmsford member to replace R. Brumagim. Vote was unanimously in favor. Motion JPE, second DJR, to appoint Ronald Wetmore as alternate member, replacing Thomas Carey. Vote was unanimously in favor. Both terms will expire in April, 1987. At 8:17 p.m. Mr. McHugh adjourned the meeting.

Adjourn to Ex. Session

At 8:17 p.m. motion JPE, second BAT, to adjourn to Executive Session to discuss the reputation, character, physical condition or mental health rather than the professional competence of an individual. Roll Call vote was as follows: JPE-Aye; BAT-Aye; RAB-Aye; PCH-No; DJR-Aye.

Student BOS Meeting

The student BOS reps held their own meeting at this time. Wendy Marshall chaired the meeting, noting that the 2 elected co-chairmen were unable to be present. Laura Caito read a proclamation proclaiming April 25 as Tim Daggett Day in the Town of Chelmsford.

Motion Wendy Marshall, second Laura Caito, unan. to proclaim April 25 as Tim Daggett Day.

There was then discussion of the Students Against Drunk Driving Programs (SADD) at CHS and Nashoba. Joe Russo said that Nashoba is holding their Senior Prom this Friday, and that the school will be open and a breakfast served after the prom, and it will be funded by SADD. They have had the program for 2 years.

Wendy Marshall explained the CHS program, that it has been operating for 4 years, and that they also have a peer counselling program for those with problems. She

added that CHS holds an after prom breakfast at the Chelmsford Elks.

The student meeting adjourned at 8:25 p.m. when the Board returned to open meeting. DJR announced that the Ex. Session was not held because the letter to the Dog Officer was not sufficiently worded to hold an Ex. Session. Return to
Open Mtg.

William Burns was present to discuss proposed expansion of his facility, The Banqueteer, on Littleton Road. Mr. Burns said that he wants to add to the front, both sides and back of his building, which is now 7,000 square feet, and that the increase will enlarge it to 10,000 square feet. The parking lot will also be enlarged. The plans are being drawn up now, and he will submit the plan to the Board within 30 days. JPE said that he is complying with all Board of Health regulations. Motion JPE, second BAT, to authorize Mr. Burns to go ahead with the changes and submit his plan to the Board within 30 days. Vote was 4 - 0, (PCH abstained). Expansion of
Premises -
The Banqueteer

A Public Hearing was held on the transfer of the Class II Auto Dealer's License at 188 Middlesex Street from George Gagnon to Eugene Picanso. RAB noted that the 30 car restriction on this lot had just been raised to 60 cars in January, based on Mr. Gagnon's reputation as a businessman. He asked for a Personal Hold on this vote, asking for a police background check and consideration of putting the restriction back to 30 cars. Motion JPE, second BAT, unan. to obtain a background check on Mr. Picanso and scheduling a vote on the transfer for the April 29th meeting. No one present spoke in favor of or opposition to the transfer. Transfer -
Class II Auto
License -
Gagnon to
Picanso

A Public Hearing was held on the application of Hudson Bus Lines for a license to carry passengers for hire over Rte. 495 to Howard Johnson's in Chelmsford. Kenneth Hudson stated that he had been asked by Howard Johnson's to extend his service from the Hilton Hotel in Lowell to their facility for the convenience of their customers. He is now operating on a temporary license from the State DPW, and started picking up customers at Howard Johnson's the middle of April, along with the Hilton and the Town House. Speaking in favor was Attorney Joseph B. Shanahan, Jr. representing the Kelly family, owners and operators of Howard Johnson's. He said that the Kelly's gave Mr. Hudson permission to stop there after reviewing his state application, and that they have had 66 calls since mid April for bus services. They have designated parking for use by the bus line's customers. Roy Harow, Chelmsford Town Taxi, said that Hudson serves a needed function, and he finds them an upstanding, worthy competitor. Pub. Hrg. -

Speaking in opposition was Roy Chaisson, TWC Taxi. He pointed out that the BOS had denied Hudson's application on March 25 to stop at the Quality Inn, and said that Howard Johnson's doesn't need Hudson either, that his company has been giving them good service. He added that he is a serious competitor with Hudson, and there is no need for them in the Town.

Motion JPE, second BAT, unan. to grant permission to Hudson Bus Lines to carry passengers over Rte. 495 to Howard Johnson's.

Mr. Chaisson then addressed the Board stating that he lives at 3 Paillet Drive, and his company, TWC Taxi, is based at 175 Littleton Road, Westford. His primary business is transporting customers to and from Logan Airport, and he is asking permission to park on Town streets for visibility and better service to the residents. His hours would be 6:00 am - 11:00 pm 7 days a week, and he has 3 taxis and 1 airport livery. Mtg. with
Roy Chaisson
TWC Taxi

DJR read a letter from the Bldg. Inspector noting that he has found 2 taxis at 3 Paillet Drive, and this requires approval from the Board of Appeals in a residential area. JPE said that he has no right to bring the taxis home, and DJR noted that TWC is not licensed in Town, but Chelmsford Town Taxi is. No one present spoke in favor of allowing TWC to park on the Town streets, and Roy Chaisson spoke in opposition, asking Mr. Chaisson if he is licensed to operate anywhere in the state, and Mr. Chaisson said No, that he did not need to be licensed.

Motion JPE to deny granting his request, since we have 1 duly licensed taxi in Town, and to find out if he should be licensed. BAT asked if he had applied for a license and Mr. Chaisson said yes. PCH said he wants more information regarding the license, and ask Town Counsel's opinion, do we have the right to control unlicensed vehicles. DJR asked if a license is granted, do we have the right to restrict to certain areas, can they pick up at the hotels, etc. JPE amended his motion to deny permission to park on Town streets, and also to ask Town Counsel's advice on the above questions. Seconded by BAT, unanimous.

Resource Recovery Facility

David Blake, Weston & Sampson, was present to discuss the environmental impact of the proposed resource recovery facility, and commented that there was not enough time for them to contact BFI and the State in order to give the Board a conclusive environmental answer, and they are asking for a time extension to study air pollution, what will be burned, etc., since the standards are not specific DJR asked for a time frame, and Mr. Blake said that 5 or 6 months more would be adequate for a full-blown report. JPE asked about forming a Blue Ribbon Committee to view one of these plants in operation, including a rep from Weston & Sampson. RAB suggested that the BOS should sit down and discuss guidelines for a committee and also discuss questions that we want answered. DJR suggested that the BOS table the article at ATM until the next STM in October, and set up guidelines for a Blue Ribbon Committee. Motion JPE, second BAT, unan. to support tabling the articles, except for consultant funding, until an October STM, and set up a work session with guidelines for a Blue Ribbon Resource Recovery meeting.

Tom Pawlina, SEA Consultants, said that he could give an interim report, and DJR asked him to present it at the next meeting of the Traffic and Safety Committee.

New Business

Motion JPE, second BAT, to grant a 1-day Beer & Wine License to Chelmsford Men's Softball League. Vote was 3 in favor, 1 opposed (RAB), 1 abstention (PCH).

DJR announced that Channel 43 needs camera persons.

Motion JPE, second BAT, unan. to request Mass. Electric to install a streetlight in front of #8 Scott Drive.

Motion JPE, second BAT, unan. to grant a 1-day Auctioneer's License to Herman Hurwitz for April 28 at the American Legion Hall, Warren Avenue.

Under New Business JPE reported that on the list of Towns for funding purposes, Chelmsford stands #2 on the Massachusetts List. The sewer project may start in November of 1985, or at least no later than March, 1986.

JPE announced that the B & M Railroad will be spraying along the railroad tracks, they have a blanket permit from the state, and will be in Town spraying on May 6th. The Board of Health will be monitoring this, and any residents with questions can call the Board of Health.

JPE said he wants the BOS to look into the Cable TV contract, since some courts are saying that long-term contracts are not legal.

RAB asked that Patt Moser be asked to put on Cable TV that Town Meeting is starting on April 29, not April 22 He noted that as of May 1st the Dog Control Officer is to be stationed at the Police Station, and asked that a letter be sent to the Dog Officer telling him to be present at the May 20 meeting. Motion RAB, second BAT, unan. to ask Sam Gagliardi to either come to a BOS meeting or meet with B. Lynch re problems at Crystal Lake. He asked about the Open Space land to be sold, and DJR said this is on the agenda for April 29.

DJR asked to have the hearing on McEnaney's Market at the May 20 meeting, and that a letter be sent to them stating that they should indicate why the BOS should not take action to rescind their license.

JPE stated that the BOS has received a letter from the Vinal Square merchants re the parking lot in Vinal Square, stating that they would like to see the items completed that were on a list approved by the BOS 15 months ago. Motion JPE, second BAT, unan. to take whatever steps are necessary to have the items on the list completed.

New Business

DJR said that we have received complaints re the use of salt on the roads by the Highway Dept. Motion JPE, second BAT, unan. to ask Weston & Sampson to look into this and recommend to the Town what the proper formula should be.

Motion JPE, second BAT, unan. to send a letter to the Historic District Committee asking their recommendations on the shutters proposed for the Old Town Hall.

Motion JPE, second BAT, unan. to send a letter to all Boards, Committees and Commissions under the BOS asking for their attendance records, any vacancies or changes to their charters. DJR said he would look into establishing some new committees and abolishing some that are no longer necessary.

Motion JPE, second BAT, unan. to have DJR draft a description of an Aesthetics Committee, dealing with plantings, depression of utilities, etc.

Motion JPE, second BAT, unan. that any re-appointment candidate meet with the BOS, including all annual appointments and department heads.

Motion JPE, second BAT, unan. that DJR draft a charter for a Blue Ribbon Committee to look into the salaries of all elected officials.

In answer to a press question, DJR said that until May 1st the Dog Officer reports to the Executive Secretary, and as of May 1 he will be reporting to the Police Chief, which will mean closer supervision, since it is similar to supervising patrol officers, and the BOS wants to discuss several serious complaints with the Dog Officer.

Press Question

At 9:58 p.m. motion JPE, second BAT, unan. to adjourn the meeting.

Adjournment

For the Board of Selectmen, by

Judith E. Carter

Regular meeting of the Board of Selectmen held Monday, April 22, 1997

Town Clerk

RECEIVED

MAY 23 9 49 AM '85

TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Judith E. Carter

Regular meeting of the Board of Selectmen held Monday, April 29, 1985 at 6:30 pm in Room 117, McCarthy Junior High School. Members present were: Mr. Ready, Mr. Emerson, Miss Towle and Mr. Blomgren. Bernard Lynch, Acting Administrative Assistant, was also present.

Meeting
April 29, 1985

Motion JPE, second BAT, unan. to proclaim the month of May, 1985 as Bicycle Safety Month in the Town of Chelmsford.

Proclamation

At 6:35 pm a hearing was scheduled on the petition of Mass. Electric Company to install two poles on North Road, near the Nordblom Development Park. No one from Mass. Electric was present at the time. Thomas Blesso, representing Nordblom, was present and said that they had requested Mass, Electric Co. the poles for the tie-in of the fire alarm system, since there is now a 400' gap between the existing poles, and 2 poles were just put in for future use, not for fire alarms. JPE asked why they could not be put underground, and that he had told Captain Galloway that we would put no more poles on North Road because of the safety factor, since the last 2 were only 16" off the pavement. Mr. Blesso said he did not know this - that they could go underground. Motion BAT, second JPE, unan. to table this matter until the next meeting.

Mass. Electric
Petition -
North Road

Roadside
Vendor's
License -
Eric Corfield

The Board then met with Eric Corfield, who is applying for a Roadside Vendor's License to sell hot dogs in the Drum Hill Shopping Plaza. He gave the Board an application signed by a representative of Alexander's, and said he wants to sell hot dogs, soda and snacks. He also has a signed application from Harold Kecy to sell in the shopping center across Drum Hill Road. JPE stated that the cart e is purchasing is the best on the market and the Board of Health will issue him a license. His hours of operation will be 11 am - 7pm. or dusk, 3 or 4 days a week, Thursday through Saturday. He may want to obtain permission to sell at parades and ballgames in the future. Mr. Corfield spoke in favor, and no one was opposed. Motion JPE, second BAT, unan. to grant the license, contingent upon the AA checking the authorization from Alexander's and Harold Kecy.

Atty. Joseph
Shanahan -
Open Space
Land

Shedd Property

At 6:45 p.m. Attorney Joseph B. Shanahan, Jr. was present to discuss Open Space land with the Board. The first parcel is the Shedd property, which is under agreement for sale at \$25,200 per acre, or app. \$2.5 million. The Board asked Town Counsel James Harrington what are the options, and he asked Mr. Shanahan how much of the land is under agricultural restriction. Mr. Shanahan said app. 40 acres. The Board's option is first right of refusal, to purchase at the same price, within 60 days from March 18. The Board could call a Special Town Meeting to get permission to buy the property for the Town, if done within 2 weeks. Mr. Shanahan said he would like to know the BOS position, that this puts his client in a holding pattern for 60 days and the state will pay \$3,000 per acre, if they should chose to sell to the state. After discussion of the details of holding a STM, motion JPE, second BAT, unan. to allow the Shedd family to sell the land to a private developer. RAB said he still would like to give the Townspeople the right to decide.

Zabierek
Property

Mr. Shanahan then discussed the Zabierek property, on which the Town also has the first right of refusal, stating that this 8.7 acre parcel is for sale with an offer of \$264,000 with the purchase price contingent upon the land being developed into 4 2-family dwellings. If they can get 5 lots, the price would be \$308,000. Four dwellings would use 2 acres, with the rest of the land open space. Motion JPE, second BAT, unan. to allow the family to sell the land to a private developer.

Transfer of
Class II Auto
Dealer Lic.

Motion JPE, second BAT, unan. to approve the transfer of the Class II Auto Dealer's license at 166 Middlesex Street from George Gagnon to Eugene Picanso.

New Business

The Board then discussed the matter of handicapped voting polls. If they are made handicapped accessible, the cost would be reimburseable by the State. Precinct 4, the East School, could be handicapped by installing a ramp. Motion JPE, second BAT, unan. to write to the Boy Scouts asking them if they could handicap the building. Precincts 2 and 7 are at the North Congregational Church. Motin RAB, second BAT, unan. to send a letter to Reverend Foster asking if the church could make the building accessible to the handicapped.

The CHS Senior Prom was discussed, and it was noted that the BOS has donated the services of a Police Officer at the Elks for the after-prom breakfast in the past. Motion JPE, second BAT, unan. to do so again this year.

Motion JPE, second BAT, unan. to send a Certificate of Appreciation to Rachel Vondal for serving on the Cutlural Council, and to announce that there are now 2 vacancies on the Council.

Mass. Electric
Petition

Under New Business, DJR said that he has received a memo from Bernard Lynch re the Highway Dept. budget - the FinCom has now put \$200,000 into the Bituminous Concrete account by taking \$100,000 from Revenue Sharing, and they are leaving the 3 new positions in the budget. JPE noted that the Highway Dept. still has a manpower problem. Motion JPE, second BAT, unan. to go with the FinCom recommendation.

Jim Denham, Mass. Electric Co., was present, and JPE took the Mass. Electric petition off the table. Mr. Denham told the Board that they want permission to install 2 more poles on North Road, as requested by Nordblom. JPE noted that the last 2 poles were placed only 16" off the roadway, and Mr. Denham said they could be moved 4 feet back. Motion JPE, second BAT, unan. to permit the installation of the 2 new poles if they will be placed the maximum allowable off the road-

way, but in any case not less than 2 feet off the roadway.

BAT moved to have the Building Inspector investigate a business allegedly operating out of the Niemaszyck home next to Stott's on Warren Avenue. Second JPE, unan.

New
Business

Motion BAT, second RAB, unan. to have the Police Dept. install another 30 mph sign near 56 Crooked Spring Road.

At 7:26 pm motion JPE, second BAT, unan. to adjourn.

For the Board of Selectmen, by

Judith E. Carter



RECEIVED

JUN 4 4 01 PM '85

TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Regular meeting of the Board of Selectmen held Monday, April 29, 1985 at 6:30 pm in Room 117, McCarthy Junior High School. Members present were: Mr. Ready, Mr. Emerson, Miss Towle and Mr. Blomgren. Bernard Lynch, Acting Administrative Assistant, was also present.

Meeting
April 29, 1985

Motion JPE, second BAT, unan. to proclaim the month of May, 1985 as Bicycle Safety Month in the Town of Chelmsford.

Proclamation

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Mass. Electric
Petition -
North Road

Roadside
Vendor's
License -
Eric Corfield

The Board then met with Eric Corfield, who is applying for a Roadside Vendor's License to sell hot dogs in the Drum Hill Shopping Plaza. He gave the Board an application signed by a representative of Alexander's, and said he wants to sell hot dogs, soda and snacks. He also has a signed application from Harold Kegy to sell in the shopping center across Drum Hill Road. JPE stated that the cart e is purchasing is the best on the market and the Board of Health will issue him a license. His hours of operation will be 11 am - 7pm. or dusk, 3 or 4 days a week, Thursday through Saturday. He may want to obtain permission to sell at parades and ballgames in the future. Mr. Corfield spoke in favor, and no one was opposed. Motion JPE, second BAT, unan. to grant the license, contingent upon the AA checking the authorization from Alexander's and Harold Kegy.

Minutes Amended at Board of Selectmen meeting June 3, 1985 to reflect..

*
Atty. Joseph
Shanahan -
Open Space
Land

Sears/Kinney
Property

Zabierek
Property

Class 11 Auto
Dealer Lic.

New Business

Mass. Electric
Petition

owners of property as "Sears/Kinney", not Shedd
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The CHS Senior Prom was discussed, and it was noted that the BOS has donated the services of a Police Officer at the Elks for the after-prom breakfast in the past. Motion JPE, second BAT, unan. to do so again this year.

Motion JPE, second BAT, unan. to send a Certificate of Appreciation to Rachel Vonda for serving on the Cutlural Council, and to announce that there are now 2 vacancies on the Council.

Under New Business, DJR said that he has received a memo from Bernard Lynch re the Highway Dept. budget - the FinCom has now put \$200,000 into the Bituminous Concrete account by taking \$100,000 from Revenue Sharing, and they are leaving the 3 new positions in the budget. JPE noted that the Highway Dept. still has a manpower problem. Motion JPE, second BAT, unan. to go with the FinCom recommendation.

Jim Denham, Mass. Electric Co., was present, and JPE took the Mass. Electric petition off the table. Mr. Denham told the Board that they want permission to install 2 more poles on North Road, as requested by Nordblom. JPE noted that the last 2 poles were placed only 16" off the roadway, and Mr. Denham said they could be moved 4 feet back. Motion JPE, second BAT, unan. to permit the installa- tion of the 2 new poles if they will be placed the maximum allowable off the road-

Town Clerk

RECEIVED

MAY 23 9 49 AM '85

TOWN OF CHILMARK
MARY E. ST. HILAIRE
TOWN CLERK

Regular meeting of the Board of Selectmen held Monday, May 6, 1985 at 7:00 pm at the McCarthy Junior High School, Room 117. Members present were Mr. Ready, Mr. Emerson and Mr. Blomgren. Miss Towle was absent due to illness. Bernard Lynch, Acting AA, was also present. Chairman Ready called the meeting to order at 7:05 pm. May 6, 1985

On the matter of the Shared Traffic Engineer with NMAC, it was voted by the BOS on November 5, 1984 to pay the sum of \$3,250 for this service. Funds are not available but could be transferred into either the Special Projects or NMAC account. Motion JPE, second RAB, unan. to table the discussion until the meeting on May 20, at which time they will look at the minutes of the Nov. 5 meeting.

New Business

On the PWED Program, DJR said he had met with the engineers on the Route 129 project, and they are going to the state with part of the project. They have changed the access boundary, and will require \$800,000 funding. The Town's Chapter 90 money has gone to the Route 27 project. If the engineering firm needs more money, they will go back to the private industries.

DJR announced that a Police Departmental Promotional Exam for Sergeant will be posted in the near future. Copy of the notice will be sent to the Chief.

On the painting of the Old Town Hall, the AA said that he has the final agreement with B and P Painting. The building needs 2 coats of paint under the state grant, and B and P's bid price of \$15,350 included only 1 coat. The bid price with 2 coats will be \$18,350. Motion JPE, second RAB, unan. to accept the bid as amended, to include the second coat of paint.

Motion JPE, second RAB, unan. to authorize DJR to submit the PWED application for Route 129.

Motion JPE, second RAB, unan. to appoint DJR as the agency contact person for the PWED grant.

A memo was received from Safety Officer Daley that the Stop Signs have been replaced on Brick Kiln Road and Carlisle Streets. Harold Gray, Highway Supt. had told him that because of UPS new facility, there could not be No Through Trucking signs on Brick Kiln Road. Mr. Gray will be notified that UPS is not allowing through trucking on Brick Kiln Road, and he will be requested to put up the signs. Motion JPE, second RAB, unan. to request him to do so.

A letter was received from Veterans' Agent Mary McAuliffe requesting the Board to amend her budget on the floor of ATM to include an increase for Anne Jensen of \$639. Motion JPE, second RAB, unan. to do so.

Motion RAB, second DJR, that the BOS will amend the Board of Health budget from \$104,143 to \$111,499 on the floor of ATM. Vote was 2 in favor, JPE abstaining.

A notice was received from Lowell Cablevision re the number of homes hooked

up to cable. A letter will be sent to Mike Angi requesting him to attend the BOS meeting of May 20 to discuss their survey and rate increases, and ask him to bring his 35 mm slides.

New Business

Under New Business RAB asked about the process for selling refreshments at Town Meeting - is it the first group to apply, or what is the procedure. DJR said that he has asked for volunteers the first year, and since then groups have been applying. RAB asked for the Special Town Meeting in October if we could ask groups to apply. The AA will work out work out a selection process.

On the matter of resumes for Executive Secretary, DJR said that PCH and JPE have not yet submitted their lists of persons to be interviewed. He would like to take the 5 lists and re-compile them, send letters to those not to be interviewed, thanking them for applying but stating that their qualifications don't match what we're looking for, and send letters to those on the list asking if they are still interested, after the office has checked on their backgrounds. He thinks the BOS should hold a work session to boil the list down to 10 or less, and draw up a list of qualifications that the Board is looking for.

RAB brought up the recent editorial in the Independent, regarding the use of office space in the Town Offices. He did not like the way they cited specific individuals, namely Bill Edge, and asked the press to use more care in the future.

Motion JPE, second RAB, unan. that the BOS send a letter of response to the Independent. RAB will draft this letter.

At 7:30 pm motion JPE, second RAB, unan. to adjourn the meeting.

For the Board of Selectmen, by

Jeddo E. Carter

Town Clerk

RECEIVED

MAY 23 9 49 AM '85

TOWN OF CHELSEA JRD
MARY E. ST. FILAIRE
TOWN CLERK

Meeting of BOS May 13, 1985	Regular meeting of the Board of Selectmen held Monday, May 13, 1985 at 7:00 pm in Room 117, McCarthy Junior High School. Members present were: Mr. Ready, Mr. Emerson and Mr. Blomgren. Miss Towle was away on vacation and Mr. Hart was detained on business. Bernard F. Lynch, Acting Administrative Assistant, was also present. Chairman Ready called the meeting to order at 7:03 pm.
Board of Registrars App't.	JPE read a letter from the Democratic Town Committee regarding an appointment to the Board of Registrars. They gave the Board 3 names: Judith Olsson, Mary Long and Mary McNally. Motion JPE, second RAB, unan. to re-appoint Judith Olsson to the Board of Registrars for a 3-year term.
Incentive Aid Grant Proposal	DJR read a memo from B. Lynch re the Incentive Aid Proposal, noting that 2 proposals were received, from Kennedy Shaw and Yager Associates. Motion JPE, second RAB, unan. based on Mr. Lynch's recommendation, to grant the contract to Mr. Shaw and authorize him to commence the work of studying a School-Municipal Personnel System.
South Row Tennis Courts	A letter was received from Gerald Coutu, Chairman, Recreation Commission, regarding the hazardous condition of the South Row Tennis Courts. After discussion of various alternatives, motion JPE, second RAB, unan. to make funds of not more than \$500 available through a transfer of funds, erect "Play At Your Own Risk" signs, ask Harold Gray if the Highway Dept. can fix the courts for \$500 and authorize him to do so, and if not, ask him to determine how hazardous the courts actually are.
Federal Express	A letter was received from Federal Express seeking permission to locate "drop boxes" around the Town. Motion JPE, second RAB, unan. to send them a letter thanking them for their interest in the Community, but stating that the Board will not allow the placing of the boxes at this time.
Reports	Under Reports, JPE reported that the Sewer Commission has met with DEQE, and they indicated that they would like Chelmsford Center up-dated along with Vinal Square. They are meeting May 27 with industrial owners, who may be urged to start a separate sewer district for funding. et., and then when completed, join the

regular district again. He added that the Town is on the 1985-1986 funding list.

New Business

RAB suggested that a letter from N. W. McCaughey be answered stating that the pot hole has been repaired and thank him for his comments.

RAB stated that he could not make the Highway Dept. negotiations last Thursday and also will not be able to attend the session on Wed. am. It was agreed to notify the agent that the Board cannot meet again until after their meeting on May 20.

DJR asked the press to publicize openings on the Blue Ribbon Refuse Recovery Committee, and asked that the BOS make the initial appointments at the May 20 meeting.

DJR reported that there was a meeting with the State on Route 110, and the state is happy with the Chelmsford Mall's contribution of \$35,000. He also stated that the Grange Hall Committee has completed their recommendations. Motion JPE, second RAB, unan. to accept the Committee's recommendation and award the bid for the purchase of the Grange Hall to John Dabilis and Nicholas Gavriel for \$50,000, with the provisios as stated.

Motion JPE, second RAB, unan. to permit Grace Dunn to use the Town van on May 15 and May 16 to take Westlands School students on field trips.

ion JPE, second RAB, unan. to adjourn the meeting at 7:27 p.m.

Adjournment

For the Board of Selectmen, by

J. G. E. Carter

Town Clerk

RECEIVED

JUN 4 4 39 PM '85

TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Regular meeting of the Board of Selectmen held Monday, May 20, 1985. Members present were: Mr. Ready, Mr. Emerson, Miss Towle, Mr. Blomgren and Mr. Hart. Bernard F. Lynch, Acting Administrative Assistant, was also present.

At 7:00 p.m. Chris Pettee, Ray Mascole and Chester Davis were present with a petition signed by over 200 Town residents requesting that the Board name the hall in the Old Town Hall "Veterans' Memorial Hall" and place a plaque to be funded by the Elks. They would like a dedication ceremony on the 4th of July. The Board suggested that they contact and work with the Town Celebrations Comm. in planning their ceremony.

Gary Frascarelli was present to question the "No Through Trucking" signs on Brick Kiln Road. He stated that there are 18 wheelers using the street 24 hours a day, and asked why the signs were put up on a Tuesday and taken down on Friday. DJR told him that these signs are governed by the State, and that the Town did not designate an alternate route, as is required. JPE said that the Town will petition the state for these signs.

Mr. Frascarelli also asked to have the grass cut in parks in East Chelmsford.

At 7:30 p.m. the Chairman called the meeting to order and introduced and gave awards of appreciation to members of Brownie Troop 49.

Motion JPE, second BAT, unan. to approve the minutes of the April 22, April 29, May 6 and May 13, 1985 meetings.

Regular meeting
May 20, 1985

Open Session -
Veterans'
Memorial Hall

"No Through
Trucking" signs
Brick Kiln
Road

Brownie Scout
Troop 49

Minutes Approved

Public Hearing
McEnaney's
Market

At 7:30 p.m. a Public Hearing was held on McEnaney's Market. Attorney Robert Sullivan represented Charles and Marie Duncklee, owners. DJR said that the hearing had been called by the BOS and read the letter sent to the Duncklees by Town Counsel into the record: McEnaney's Market, 651 Middlesex Street, No. Chelmsford, MA 01863 Re: Notice of Hearing Pursuant to General Laws, Chapter 138 Dear Sir: Please be advised that on May 20, 1985 at 7:30 p.m. at the Selectmen's Office located at the Town Office Building, 50 Billerica Road, Chelmsford, Massachusetts, the Board of Selectmen, sitting as the licensing authority for liquor licenses, will hold a hearing pursuant to General Laws, Chapter 138, Section one, et. seq., and in particular, Sections 23 and 64 of the aforementioned Chapter, to determine whether the holders of a liquor licenses granted by the Board of Selectmen to Charles Duncklee, Marie Duncklee and McEnaney's Market, have violated Sections 23 and 64 of the General Laws, Chapter 138, by selling alcoholic beverages to the following minors in violation of General Laws, Chapter 138: Christopher F. Ryder, 29 Montview Road, Chelmsford, MA - age 18; James Gomes, 14 Southgate Road, Chelmsford - age 17; Paula Pimental, 37 Dunshire Drive, No. Chelmsford, MA - age 15; Mickey Dearborn, 28 Cartpath Road, Chelmsford, MA - age 17 Paul M. Fielding, 85 Dunstable Road, No. Chelmsford, MA - age 18; and Mark T. Brown, 16 Essex Place, Chelmsford, MA - age 17. Please be advised that General Laws, Chapter 138, Section 23 provides in part that: Whenever, in the opinion of the local licensing authorities, any holder of such a license fails to maintain compliance with this chapter or it appears that alcoholic beverages are being or have been sold, served or drunk therein in violation of any provision of this Chapter, they may, after a hearing or opportunity therefor, modify, suspend, revoke or cancel such license. Further, General Laws, Chapter 138, Section 64 provides, in part that: The licensing authorities after notice to the licensee and reasonable opportunity for him to be heard by them, may modify, suspend, revoke or cancel his license upon satisfactory proof that he has violated or permitted a violation of any condition thereof, or any law of the Commonwealth. You are requested to attend this hearing and you shall have an opportunity to be heard regarding these allegations. Very truly yours, Board of Selectmen as they are the licensing authority for the Town of Chelmsford By s/ James M. Harrington, Town Counsel.

Chelmsford Police Dept. Inspector Robert Burns summarized his investigation, a report of which had been filed in the BOS office, noting that he had observed incidents at McEnaney's Market which had caused him to seek criminal action. The first was the sale of alcoholic beverages to a 19 year old, who later turned out to be 22 years old, and the second was the sale of alcoholic beverages to 2 17 year olds. Attorney Sullivan produced a certified birth certificate for the 22 year old, and noted that on the sale to the 17 year old, Mr. Duncklee claims he had seen an ID from him at an earlier date. Now Mr. Duncklee is keeping a record of each "carding" that takes place. He is upset by the false charge by the 22 year old, and has paid \$265 in District Court on the other charge.

Inspector Burns outlined in detail each of his visits to the premises. It was noted that McEnaney's Market has never been cited by the ABCC or any other Board. When asked for recommendations, Deputy Police Chief Pennryn Fitts stated that the Dept. feels that there should be a suspension of the license for a short period of time. Mr. Duncklee stated that beer and wine sales make up 75 - 80% of his total business. Motion BAT, second JPE to revoke the license at McEnaney's Market for 7 days. RAB said he would like to see a 14 day suspension, and JPE said he feels this is too harsh, that this is their first offense, and the ABCC does not punish for a first offense. DJR said he agreed that the suspension should be longer than 7 days. RAB then said he would support 7 days if the Duncklees would make a voluntary contribution to S.A.D.D. or another alcohol prevention program. Motion BAT, second JPE, to suspend the license at McEnaney's Market for a period of 7 days, the exact date to be determined by Town Counsel. Vote was 4 in favor, 1 abstention (PCH).

Board Member
Reports

Under Reports, JPE said that he had met with the Council on Aging (Senior Building Needs Committee), and that they really need to centralize their activities into a larger facility. He would like the ConA to attend a meeting to show their film on a privately-funded Drop-in Center. Motion JPE; second BAT, unan.

to send a letter to the School Committee asking them to look at possibilities for a central location (possibly McCarthy Junior High School), ask the Council on Aging to come to a meeting with their film, and to request Bernard Lynch to look into any available funding.

Tony Mennella, of A & C Video in Vinal Square, was present to request permission to use the Town parking lot in Vinal Square for a 1-day Truck load sale of TVs and VCR's on Saturday, June 8th. Customers will make their purchases in his store, Use Vinal and then pick up their merchandise from the truck. He will request a Police Officer Square and presented a letter of support from other merchants in the Vinal Square area. Parking Lot tion BAT, second PCH to approve. Motion amended by RAB to include approval pending a Town Counsel ruling on the legality (who is liable for accidents, damages, etc.), with Mr. Mennella checking back with Town Counsel. Vote on RAB's amended motion was unanimously in favor.

JPE reported that they now have 1 Lowell signature on the sewer agreement with the City of Lowell for the use of Duck Island, and that the inter-municipal agreement has been a roadblock in getting the project started.

RAB reported that he had drafted a response to an editorial in the Chelmsford Independent, and members have copies. Motion JPE, second BAT, unan. to send the letter as drafted, with a correction of "liability" to "liberty".

Motion JPE, second BAT, unan. to have 2 "Slow - Children Playing" signs erected on Garrison Road in the appropriate locations as recommended by the Safety Officer.

DJR read a letter from Raymond Carye, Chelmsford Mall, offering a 7' strip of land and \$35,000 for traffic lights at the Mall. DJR reported that this will complete the 110 plan, which will be submitted to the State on June 7 as a "model plan".

At 8:15 p.m. the Board met with reps. from JapEnameLac, who are requesting a transfer of the Flammable Storage License at 25 Katrina Road from Raymond Carye to JEN Realty Trust. They are requesting the same 5,000 gallon storage as is presently on the license. Their safety procedures were explained, and they said that they have been in the building since 1979. Motion JPE, second BAT, unan. to grant this transfer.

Andrew Motter, planner from NMAC, was present and introduced by JPE to explain the new "Park and Save" service to be started May 28 by the LRTA. Trolleys will run from Gallagher Terminal to 12 points in downtown Lowell, leaving every 12 minutes. The service will cost \$1.50 per day for parking, and 25¢ for the trolley. This program is being started for a 3-month trial period.

JPE also announced that the BOS has asked the LRTA for a new van for the Council on Aging, and has received a positive response from Mr. Maguire that one will be available within 6 months.

At 8:30 p.m. James McBride, CH RecComm, and Gerald Coutu, CH, Conservation Comm, were present to discuss the possibility of Recreation using Conservation land for soccer/softball fields. Mr. McBride said he has checked with the Dept. of Environmental Management, and they have prohibited the use of the land in question, since this is not passive recreation. In order for the State to approve the use, it will take a 2/3 vote of the legislature, and we will have to find another piece of land for Conservation of the same size and value. DJR asked about swapping part of the Russell Mill land, and Mr. McBride said that it is worth pursuing. Motion JPE, second BAT, unan. to give the authority to pursue the land swapping as presented. Mr. McBride said he feels the state will be against the swapping, since it is not for passive recreation..

DJR read a letter from Supt. of Streets Harold Gray re the use of thermal plastic paint, stating that it is very expensive and not good for asphalt paving. The BOS agreed to follow his recommendation and not support the use of this type of paint.

DJR reported that the Cable 43 Telethon raised \$5,300. The Town Meeting Restaurant Reports (cont'd) bid \$150 for a key to the Town. Motion JPE, second BAT, unan. to have a key mounted and presented to the Town Meeting.

DJR announced that there are vacancies on the Capital Planning, Facia Loan Advisory, Fair Housing, NMAC and Insurance Advisory committees due to the resignation of the Executive Secretary. The AA was asked to draw up a brief description of each committee, and the BOS agreed that these vacancies should be filled by the next Executive Secretary.

He announced that there are vacancies on the Cultural Council, Industrial Development Committee and Insurance Advisory Committee.

Motion JPE, second BAT, unan. to postpone naming the Blue Ribbon Resource Recovery Committee until the BOS can have a Work Session to go over the applications - hopefully by June 3rd. The press was also asked to publicize all committee openings.

It was noted that Mike Angi, Lowell Cable TV, was unable to attend the meeting due to a scheduling conflict, and that the slides he was asked to bring can be shown only to the BOS, not the general public.

Unfinished Business

The Board discussed the proposed shutters for the Old Town Hall auditorium. JPE reported that we had approved the Cultural Council's applying for a grant to install shutters, and have received a letter from the Historic District Commission asking that draperies, not shutters, be used since shutters have never been used in the past in this building, and it is not right to have shutters both inside and outside windows on a building. Motion JPE, second BAT, unan. to write to the Cultural Council stating that the BOS would like to have drapes, not shutters.

On the matter of the NMAC Shared Traffic Engineer, this was approved by the BOS on Nov. 5, 1984, with the Town's share to be \$3,250. The AA has looked into funding and we have app. \$2,000 available. Motion JPE, second BAT, unan. to request a transfer for \$1,250. to pay the balance.

IDFA Bonds Approved:

1. Kumar
2. Parlee

At 9:00 p.m. the Board met with Attorney Frank Cappazerra re 2 IDFA bonds for approval. He stated that the first bond of \$1,200,000 for Anil Kumar, Mill Pond Realty Trust, for 12 School Street, and reminded the Board that they had previously approved this bond for \$800,000. The second IDFA bond is for Charles and Jeanne Parlee for their Vinal Square renovation project in the amount of \$1,426,520. Both bonds have been approved by the Chelmsford IDFA and will go to MIFA on June 6. Motion JPE, second BAT, unan. to approve the bond for Kumar in the amount of \$1,200,000 and for the Parlees in the amount of \$1,426,520.

New Business

DJR stated that the BOS has received a request from the Northern Middlesex Chamber of Commerce and Industry to sell balloons at the 4th of July Parade. The Town Celebrations Committee has already turned down one request for a license due to the many organizations selling balloons at the Country Fair on the Common. Motion JPE, second BAT, unan. to notify the Chamber that they are permitted to sell balloons only from Dalton Road to the Drum Hill Rotary, and not in the Center of Town.

Under New Business, JPE noted that the chain link fence at Roberts Field is broken and the Town can't find anyone to repair it, and asked anyone with a fence company to call the office re repairs. Motion PCH, second JPE, unan. to send the Highway Dept. up to do what they can as soon as possible.

DJR stated that we have received notice from the ABCC that the Mai Kai's liquor license will be suspended for violations for 6 days, from June 10 - June 16. The AA is to keep the BOS informed on the surrender of the license.

It was reported that the AA has been in touch with Sam Gagliardi and Patrick Daley re Cystal Lake problems. RAB asked him to also check on the portable phone for the lifeguards at Crystal Lake.

RAB stated that he had read an article in the Beacon about VACS systems for parking tickets. Deputy Chief Fitts noted that several companies are trying to sell this service, and he will review all material that comes in on it.

New Business

Motion RAB, second JPE, unan. that the Board will send a letter to the State re sale of land to the highest bidder, stating that the BOS is opposed to the pending bill.

RAB noted that an open space land banking program has been started on Nantucket, and asked if the BOS would consider having the Conservation Commission look into pursuing such a plan for Chelmsford. Motion JPE, second RAB, to authorize the AA to look into this. Vote was 4 in favor, 1 opposed (PCH).

JPE noted that a letter has been received from the Water Dept. stating that they will place a gate across the water land on Crooked Spring Road, as requested by residents. He will meet with R. Doakes of the Water Dept., and then with the residents.

BAT reminded residents of the Memorial Day Parade, to be held Monday, May 27, in the Center.

DJR reminded residents that contributions may still be sent to Cable 43, and to send them to 1 Village Square.

RAB stated that he thought a fair contribution by the owners of McEnaney's Market to S.A.D.D. would be \$75 - \$100, if they should ask.

On the status of the Executive Secretary search, DJR reported that there were 62 resumes received, that they have been narrowed down to 13 and the office staff is checking on their interest and backgrounds, and the Board should start interviewing within 3 weeks.

Motion JPE, second BAT, unan. to accept the petition to place a plaque in the Old Town Hall for Veterans' Memorial Auditorium to be dedicated on July 4th, plaque to be paid for by the Elks.

At 9:20 p.m. motion JPE, second BAT, to adjourn to Executive Session for the purpose of: 1. discussing strategy with regard to collective bargaining and 2. to meet with the Deputy Police Chief to consider the discipline or dismissal of, or to hear complaints or charges against, an employee. Roll Call vote was as follows: JPE-Aye; BAT-Aye; RAB-Aye; PCH-Aye; DJR-Aye.

Adjourn to
Ex. Session

For the Board of Selectmen, by

Judge E. Carter

Special meeting of the Board of Selectmen held Monday, May 27, 1985 at 9:30 a.m. in the Purity Supreme Parking lot, prior to the start of the Memorial Day Parade. Members present were: Mr. Ready, Mr. Emerson, Miss Towle and Mr. Blomgren. The meeting was held for the purpose of discussing the calling of a Special Town Meeting to consider the formation of a separate, independent sewer district in the industrial area on Route 129, in the "Golden Triangle". Motion JPE, second BAT, unan. to call a Special Town Meeting for June 24, 1985 for this purpose. at 9:40 a.m. motion JPE, second BAT, unan. to adjourn the meeting.

Special Meeting
May 27, 1985

For the Board of Selectmen, by

Dennis J. Ready, Chairman

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Meeting
June 3, 1985
Open Session
15-17 Billerica Road

Regular meeting of the Board of Selectmen held Monday, June 3, 1985. Members present were: Mr. Ready, Mr. Emerson, Miss Towle and Mr. Blomgren. Mr. Hart was absent due to business. Bernard Lynch, Acting Administrative Assistant, was also present.

Fred Kilmartin, 19 Billerica Road, was present asking about a garage at 15 - 17 Billerica Road being converted for "personal storage". The Kilmartins and their neighbors, the Thompsons, feel that it is being converted into 2 apartments. JPE said that the Bldg. Insp. is not issuing any permits for 220 lines, although 2 have been requested. He also feels that they are trying to convert to a 2 family dwelling. The Board of Health will not issue any permits. Mr. Kilmartin said that on April 2 the work was started and is still going on, and he believes that building permits were issued. JPE said the Bldg. Insp. said permits were not issued, and there may be a court order. He will contact the Bldg. Insp. and Town Counsel tomorrow.

Petition re
Dog Pound

Don Fraser, 255 North Road, presented a petition to the BOS requesting that before a Dog Pound is erected near McCarthy School that the Canine Manager for Middlesex County be contacted. His services have to be requested by the BOS, Planning Board or Town Clerk. He asked if the BOS was aware that the Cty. Comm. are looking into a regional dog pound in Billerica. JPE said that they are aware, that he has talked to Comm. Bill Schmidt, and this proposed pound would not be in operation for 3 - 5 years. He added that Canine Manager Meaney is not familiar with Chelmsford, and would have no advice on where to locate a dog pound within the Town.

Niemaszyk
Zoning
Violation

Attorney Joseph B. Shanahan, Jr. was present, representing Mike Stott, who is having problems with an abutter (Thomas Niemaszyk, 12 Manhattan Drive). Mr. Stott is claiming that his neighbor is running a heavy equipment construction business from his home, for which he would need a variance or special permit from the Board of Appeals. Mr. Shanahan said he is asking the Board to: 1. expedite the process to force Mr. Niemaszyk to go to the Board of Appeals and 2. direct the Bldg. Insp. to issue a cease and desist order. Mr. Stott said he wouldn't mind if this were a small, regular home business, but the noise is a big factor after hours. JPE said he will move to have the BOS send a directive to the Bldg. Insp. to issue a cease and desist order, and include a copy of what is allowed in a residential zone.

Truck Traffic
Parkerville
Road

Fred Peterson, 47 Parkerville Road, had sent a letter to the BOS re truck traffic on Parkerville Road. He told the Board that large trucks are using the road as a shortcut and there is much speeding. The residents' concerns are for the safety of children, as the road is heavily treed, and the noise factor. The trucks used to use Rte. 27 and with more construction on Rte. 110 they are afraid that Parkerville Road will be used as access road by many trucks. DJR said that we will petition the State for No Through Trucking signs, and in the meantime have the Highway Dept. erect the signs. JPE said that we will ask the Police Dept. to post radar patrols in the area.

Road Salt

John Harrington, 149 Boston Road, was present to discuss the problem with road salt damaging his shrubs. He said it is not necessary to throw salt 4' off the roadway, and asked that the trucks use less salt and drive down the center of the roadway. DJR said that Weston & Sampson are looking into the salt problem. JPE asked that Harold Gray be invited to attend the 1st meeting in September to discuss the salt problem.

Call to Order

Chairman Ready called the meeting to order at 7:30 p.m.

Minutes
Approved

Motion JPE, second BAT, unan. to approve the minutes of the May 20 meeting, Reg. and Exec. Sessions, and to amend the minutes of April 29 as written.

DJR asked for a Hold on the appointment of the Blue Ribbon Resource Recovery Committee until the Board can discuss this at their June 10 Work Session.

Motion JPE, second BAT, unan. to send letters to the Bldg. Insp. as discussed during the open session, and to have the Highway Dept. install No Through Trucking signs on Parkerville Road.

At 7:35 p.m. the Board met with John Oberti, Alpha Development, re the transfer of the fuel storage license at 22 Progress Ave. from Joseph Rivard to Alpha. He stated that Old Fox Lawn Care is the present occupant of the building, and the total capacity would remain 34,000 gallons. RAB suggested putting this on Hold until the tanks have been tested and the BOS can know the type, capacity and composition. Motion JPE, second BAT, unan. to approve the transfer pending the receipt of a report of the tank tests within 30 days.

RAB moved that as a matter of policy the Board ask for a professional test of tanks within the past 12 - 24 months before granting any more transfers or increases in storage. Motion seconded by BAT, unan.

Motion JPE, second RAB, unan. to publicize the regulations for trash pick-up, and to add a #9 to the list of rules: trash is to be placed at curb-side no earlier than 7:00 pm the night before collection, and no earlier than 10:00 pm during Daylight Savings Time.

At 7:45 p.m. a Public Hearing was held on the application of Zesty Pizza for a Wine and Malt Beverages license. Attorney Richard Sterling represented Theodore Rocha, the owner, and gave details of the operation. When he presented the Return Receipt cards of the notice to abutters, DJR noted that the notices had been sent on May 29, giving notice of a hearing on May 20, which is not the proper notice. DJR and RAB said they have reservations about granting this type of license. BAT commented that the BOS only has a certain number of days in which to act after an application for a license is filed. Attorney Sterling then said he will withdraw the application without prejudice. RAB asked for a list of similar establishments.

RAB reported that he did a tour with the Police Dept. Friday night, both surveillance and cruiser work, and said he wants to commend the Police Dept. inspectors.

He also said that there seems to be some misunderstanding with local package stores re selling to persons under 21, and wants it understood that the BOS has no jurisdiction over grandfathering - selling to those 20 years old prior to June 1st.

Motion JPE, second BAT, unan. to authorize Richard Lahue to install shutters on the outside of the Old Town Hall for \$4500., to be reimbursed from Community Development payback monies.

Motion JPE, second BAT, unan. to authorize the Fire Chief to accept the next lowest bid for his 1984 truck as long as it is within the budgeted amount.

Motion JPE, second BAT, unan. to authorize Harold Gray to award bids for Highway Dept. materials as submitted.

Motion JPE, second BAT, unan. to approve the list of annual appointments as submitted, at the stated rates. Motion RAB, second JPE, unan. to increase the salary for the Supt. of Public Bldgs. to \$7,000 per year.

At 8:00 p.m. a Public Hearing was held on the application of Machester Corp. for a Fuel Storage License on their property on Brick Kiln Road. Attorney James Geary stated that he is the attorney for Machester Corp. and that United Parcel Service will be the occupant of the facility. He presented copies of the notice and Return Receipt cards. He said that the facility is on 70 acres of industrial land. He also said that applications have been filed with the Planning Board for a Public Hearing on the Site Plan and Major Business Complex for June 12th, and that they will also be applying to the Conservation Commission and Board of Appeals.

Transfer of
Fuel Storage
License -
22 Progress Ave

Member Reports

Pub. Hrg. -
Zesty Pizza -
Beer & Wine
License

Withdrawn

Reports

Unfinished
Business

Pub. Hrg. -
U.P.S.
Fuel Storage

Mr. Geary said that UPS is requesting a fuel storage permit for 56,000 gallons, that this is the first formal Public Hearing and that 47 abutters were notified. Robert Brustlin of Vanasse/Hangen Engineering presented visuals of the project, showing the property boundaries and facility layout. As far as traffic impact, Mr. Brustlin stated that all trucks are to turn to the left and south upon leaving the facility, that they will generate less traffic than an office park and that there will be no peak hours, since they will be operating 24 hours a day, 5½ days per week. As far as wastewater disposal, they are building a wastewater treatment plant, with a private sewer system, and are working with D.E.Q.E. on the design. There will be 2 fueling areas on the site - 40,000 gallons diesel fuel and 10,000 gallons gasoline, both underground in double-layered fiberglass tanks. No one was present to speak in favor of the application.

Speaking in opposition was Thomas Carey, 77 Brick Kiln Road, who said that he has specific objections, but that traffic is the major problem of the residents of the area, and water is the whole Town's problem, and urged the Board to be slow and cautious in approving this license.

Motion BAT, second JPE, to grant this approval, with JPE stating that he feels it is very safe with the built-in safeguards. DJR said that he has no problem with the storage, but does not want it construed that the BOS approves the whole plan, only the gasoline storage. RAB said he needs more time to study the plan and proposed facility. Vote was 3 in favor, 1 opposed (RAB) on BAT's motion to approve the storage as requested, subject to approval by other Town Boards and Commissions.

At 9:15 p.m. motion JPE, second BAT, to adjourn to Executive Session to discuss strategy re collective bargaining. Roll Call vote was as follows: JPE-Aye; BAT-Aye; RAB-Aye; DJR-Aye.

At 9:30 p.m. the Board returned to Open Session.

Proposal for
North School
Site -
H.R.M. Associates

Attorney Joseph B. Shanahan, Jr. then addressed the Board on the subject of the North School site. He stated that he is representing H.R.M. Associates, that he was before the BOS on March 25 re developing this site under the TELLER program, that the BOS put this on the warrant for Annual Town Meeting as Article 40, but that he was not allowed to discuss it at ATM and the article was defeated. He asked the Board if they felt the vote at ATM - to authorize the BOS to sell the site to the Chelmsford Housing Authority for \$1.00 - was a directive for the Board to do so, or the authority to do so if they found it to be in the best interests of the Town. He said that Mr. McBride is again asking the BOS to consider the TELLER program, since there is not likely to be any public assistance for the Housing Authority in the near future. There would be 3 categories of residents served by his proposal - the elderly living in Town, who don't need large, single homes; the empty nesters - middleaged couples whose families have left, and the young people starting out, who would like to stay in Town but can't afford to do so. Under the TELLER program, 20% of the housing built would have to be low income, and the other 80% fair market value. Mr. McBride would propose to divide the site into 2 parcels. He now spends app. \$15,000 per year to subsidize elderly housing through the CHA. He wants to build 150 units, 50 2-bedroom and 100 1-bedroom. There would be 10 buildings, in a cluster-type setting. He would build 1 building on the CHA portion of the parcel and turn it over to the Housing Authority. The 16-unit building would be worth \$550,000. which he would use as payment on his portion of the parcel. Mr. McBride's proposal would protect the CHA, since they would have the land and 16 units, and would provide housing for those groups that need it. DJR commented that the Town is in a bad position for state funding because of the lack of low income housing. RAB asked to have Town Counsel check to see when this proposal could be put on a Town Meeting warrant. Motion JPE, second RAB, unan. to call for proposals for the use of the North School property, and if one is acceptable, put it on the warrant for the STM in the fall, pending the legality of doing so.

Appointments
Dog Pound
Committee

Motion JPE, second BAT, unan. to appoint Deputy Chief Pennryn Fitts, Acting Dog Officer William Shedd and the Assistant Dog Officer, when appointed, to the Dog Pound Committee.

Motion JPE, second BAT, unan. to appoint Michael J. Taplin to the Auxiliary Police Force, as recommended by the Police Chief.

Motion JPE, second BAT, unan. to appoint Tyngsboro Police Officers as Special Police Officers in the Town of Chelmsford, as recommended by the Chief.

Motion JPE, second BAT, unan. to have Mass. Electric install streetlights in the vicinity of Crystal Lake, as recommended by Safety Officer Patrick Daley.

Motion JPE, second BAT, unan. to grant 1-day All Alcoholic Licenses to St. Vartanantz Church, Old Westford Road, for June 30, August 18 and 25 and Sept. 8, and to send them a note reminding them of the new drinking age.

Under New Business, DJR said that there is a drainage problem on Weide Street and we need to put an article on the STM warrant for June 24 to transfer monies from the Dunshire Drive account to a Weide Street account.

Motion JPE, second BAT, unan. to have the following trees declared hazardous and taken down by the Highway Dept.: Vinal Square Parking Lot, 3 Delmore Drive and Acton Road, 500 feet south of Byam Road.

JPE reported that there have been complaints re speeding on Turnpike Road, and that there will be radar in that area for a couple of weeks.

He also reported that the Sewer Commission will be meeting with 65 owners of industrial property on June 5 re forming a special sewer district, and he asked for good attendance at the June 24 STM.

Motion RAB, second BAT, unan. to write to the Salvation Army asking them to clean up the area around their bins at Eastgate Plaza.

Motion RAB, second JPE, unan. to request the state to replace the Billerica/Chelmsford signs on Route 4.

RAB thanked McEnaney's Market for their contribution to S.A.D.D.

DJR reported that he had walked the Chelmsford/Carlisle boundary line and there are several signs missing. He will give a list to the AA.

JPE asked that Deputy Chief Fitts be asked to the June 17 meeting to discuss rental of a site for a Dog Pound until the new pound is completed.

Motion JPE, second BAT, unan. to adjourn the meeting at 10:20 p.m.

Adjournment

For the Board of Selectmen, by

Judge E. Costa

Town Clerk

RECEIVED

JUL 12 4 50 PM '85

TOWN OF CHELSEA
MARY E. ST. HILAIRE
TOWN CLERK

Regular meeting of the Board of Selectmen held Monday, June 17, 1985. Members present were: Mr. Ready, Mr. Emerson, Mr. Blongren and Mr. Hart. Miss Towle was away on vacation. Bernard Lynch, Acting Administrative Assistant, joined the meeting at 8:15 p.m.

Regular Mtg.
Members Present
Open Session

Thomas Niemaszyk was present during the open session to give his side of the story told the BOS at the June 3 meeting by Atty, Joseph Shanahan and Mike Stott re Mr. Niemaszyk allegedly operating a business out of his home at 12 Manhattan Drive. He said that he owns a backhoe, a 20 ton truck and a tag-along trailer, all of which are garaged at 152 Stedman Street, Lowell. He showed the BOS copies of a phone bill billed to the Lowell address, and also an ownership statement from the Registry of Motor Vehicles, stating that repairs are to be done at Stedman Street. Mr. Niemaszyk said he had checked the police log on the night in question, June 1, and noted that the truck was parked in front of his home from 9:00 - 11:00 p.m. while he was getting ready for work, and he feels it was a registered vehicle on a public way, and not a violation. He also feels that he is being harrassed by an abutter (Mr. Stott). DJR read 2 memos to the Building Inspector asking him to issue a Cease and Desist order. Mr. Niemaszyk said he is asking that the order be rescinded until he can go to the Board of Appeals. JPE said he has spoken

Niemaszyk
12 Manhattan
Drive

8 Brick Kiln
Road
Carrick

with the Building Inspector, and they feel that the BOS was premature in issuing the Cease and Desist order, that they should have heard both sides of the story first.

Mrs. Gilberta Pansetti came before the Board regarding property she and her sister Aileen Carrick own at 8 Brick Kiln Road. She claims that they obtained a variance to build a duplex house in 1954, that they added 2 small apartments 25 years, and now have a complaint from their neighbors, the Gonsalves. She went to the Board of Appeals, who denied her application and told her the tenants would have to leave, and she and her sister cannot afford to live on the property without the rental income. DJR commented that this is now under a 1982 Superior Court order, and asked that a meeting be scheduled with Town Counsel on June 24, after the Special Town Meeting and before the Resource Recovery meeting.

Town Celebra-
tions Comm.

At 7:20 p.m. the Board met with Walter Hedlund, CH Town Celebrations Committee, who had sent a letter requesting the use of some equipment and erection of No Parking Signs and blocking off of some street during the Fourth of July Celebration. Motion JPE, second RAB, unan. to grant these requests. The dedication of the auditorium in the Old Town Hall to the Town's veterans was discussed and it was agreed that the dedication will take place at the parade reviewing stand, and the plaque placed in the building at a later date. JPE will be liaison with the Celebrations Committee. DJR said he will be present at 8:00 a.m. on the 4th to present the flag to the Boy Scouts for their flag-raising ceremony.

Meeting Called
to Order
Minutes
Approved

The Chairman called the meeting to order at 7:30 p.m.

Motion JPE, second RAB, unan. to approve the minutes of the meeting of June 3, 1985, Regular and Executive Sessions.

Rent Control
Board

Bernard Ready, CH Rent Control Board, was present asking the Board to approve the Rules and Regulations drafted for the Board by Town Counsel. He stated that his Board met with Town Counsel, he drafted the rules, they had an open meeting with the Trailer Park Tenants and their attorneys, and then his Board had a Work Session, to come up with a fair package. It was decided that copies of the package will be available in the Town Clerk's Office, and if the Rent Control Board is budgeted for \$500 for secretarial help we will forward resumes received by the Sewer Commission to them to try to find a part-time clerk. It was also agreed that the BOS will forward any mail for the Board to Mr. Ready. Motion JPE, second RAB, unan. to accept the Rules and Regulations as presented.

Dedication of
Old Town Hall
Auditorium

Christy Pettee was present and told the Board that there will be a 6 week delay in getting the plaque for the Veterans' Auditorium. It was agreed to use the rubbing for the dedication and then have an inside ceremony when the plaque arrives.

Appointment -
Dog Officer

Motion JPE, second RAB, unan. to appoint William H. Shedd, 75 Carlisle Street, as Dog Officer for the Town effective July 1, 1985 at a salary of \$14,486. per year.

Public Hearing
Watertown
Trucking Fuel'
Storage
License

At 7:45 p.m. a Public Hearing was held on the application of Watertown Trucking, Ronald Hietach, President, for a 10,000 gallon storage tank for diesel fuel on the premises at 295 Littleton Road. He has 17 trucks currently operating and would be bringing in fuel every 10 - 12 days. He then told the Board that he would use the 1,000 gallon tank currently on the premises for waste oil. RAB told him that since this tank is presently on the property, he will have to go through the process of transferring the license. No one present spoke in favor of or opposition to this application. Motion JPE, second RAB, unan. to grant the license for diesel fu

New Business

Under New Business, JPE reported that many house movings are taking place in Town, and he read a memo from Deputy Chief Fitts that would be added to our present regulations. Motion JPE, second RAB, unan. to send them to the Building Inspector for his input.

The Acting AA had drafted guidelines for groups applying to sell refreshments at Town Meetings. The guidelines said that they must apply at least 30 days before the date of the meeting, After discussion, motion RAB, second JPE, unan. to amend the guidelines to read "at least 14 days prior to the meeting."

Motion RAB, second JPE, unan. that as a matter of policy the Board not take action on any Cease and Desist order before checking with Town Counsel.

Motion JPE, second RAB, unan, to request Town Counsel's opinion on the problem at 8 Brick Kiln Road and to meet with him immediately after the Special Town Meeting to discuss the matter.

Motion JPE, second RAB, unan. to grant the requests of the Town Celebrations Committee for the 4th of July.

At 8:00 p.m. motion JPE to adjourn to Executive Session to discuss strategy re collective bargaining with consultant Kennedy Shaw. Roll Call vote was as follows: JPE-Aye; RAB-No; PCH-No; DJR-Aye. Motion failed.

Mr. Shaw has been hired by the Town under a grant to study the feasibility of combining the school and municipal employees under one personnel director. He said he wants to continue talking with union and management people, and reviewing by-laws and contracts.

DJR stated that the Town had applied for the grant for the study of a joint school-municipal personnel system because the Town has no professional department, as does the School Department, and he is looking for parity between Town and School positions. JPE commented that he thinks both sides should have professional help, and PCH stated he feels there is too much discrepancy between the unions, School Department and persons coming under the present Personnel Board.

Mr. Shaw said there are many issues to think about, one that the School Dept. Personnel system is a well established operation, with 2 persons handling 500 personnel, and they would need more staff if a joint system were used. DJR asked Mr. Shaw to identify problems, and he said that at this point a joint system probably makes more sense.

Mr. Shaw told the Board that he will be submitting a preliminary report within 3 - 4 weeks.

JPE reported that the Sewer Commission has \$47,022 in state grants, through much hard work, and publicly thanked Senator Amick and Congressman Atkins. He briefed the Board on the industrial sewer project.

RAB reported that he has received a report on the police fines and schedules. He wants to look into the Mass. Municipal system for tickets.

RAB and PCH both said they want to go through the correct process with the State when asking for Stop and No Through Traffic signs.

DJR reported that a fund raising Yard Sale for the James O'Reilly family will be held at McCarthy Junior High School on June 29 and June 30, that the contact persons are Jane or Lisa Coutu, and asked that this be put on Cable 43 as a message.

Motion JPE, second PCH, unan. to authorize the Chairman to sign the Warrant to the Dog Officer to pick up unlicensed dogs, and to send a notice to the Police Dept. and Dog Officer to pick up loose, licensed dogs when picking up unlicensed animals. Copies of the warrant were given to the press.

DJR reported on a letter received from the State Dept. of Administration and Finance re the lease of old railroad land in the Center to William Harvey. Motion JPE, second RAB, unan. to send a letter to the State stating that the Board has reservations about the use of the property, and asking for more information.

Meeting with
Kennedy Shaw,
Personnel
Management
Consultant

Board Reports

He reported that a letter was received from the State indicating that the sodium level in the North Chelmsford District water is high.

Motion PCH, second RAB, unan. to schedule 2 meetings for late in August/early September with 1. Harold Gray, and 2. rep. from State DPW, Sen. Amick and Rep. Freeman, regarding use of salt on Town roads.

Motion RAB, second JPE, unan. to send a letter to the major industries in Town asking them how they control the problem of road salt.

The Acting AA reported on the Drum Hill Traffic light, which was approved in 1980 but not installed. Vanasse/Hangen is working with Town Engineer Jim Pearson, who has some reservations on the design of this device and would like it referred to the Traffic and Safety Committee.

Motion JPE, second RAB, to follow the AA's recommendation and put on Hold for 30 days. Vote was 3 in favor, 1 opposed. (DJR)

The Acting AA then explained the Designer Selection Process, which under Chapter 579 of the State laws the Board has to adopt. He explained that the Southwell Field and Sewer projects would be exempt from the guidelines. Motion JPE, second RAB, unan. to adopt as drafted by Town Counsel, with recommended changes by the BOS.

RAB reported that the newspapers are saying that the BOS sold out the Housing Authority on the North School site, and he wants to announce that a working meeting between the two boards has been scheduled for August 19th, and that the BOS is anxious to work with the Housing Authority on this project.

Adjournment

At 9:00 p.m. motion JPE, second RAB, to adjourn to Executive Session for the purpose of discussing strategy with regards to collective bargaining. Roll Call vote was as follows: JPE-Aye; RAB-Aye; PCH-Aye; DJR-Aye.

For the Board of Selectmen, by

Judith E. Carter

Meeting
June 24, 1985
Mtg. with
Town Counsel

1-day Auctioneer's License

Meeting with
Blue Ribbon
Committee
Applicants

Meeting of the Board of Selectmen held Monday, June 24, 1985 at McCarthy Junior High School. Members present were; Mr. Ready, Mr. Emerson, Miss Towle, Mr. Blomgren and Mr. Hart. Prior to the commencement of the Special Town Meeting at 7:30 p.m. the Board met briefly with Town Counsel for an update on the status of the Carrick property on Brick Kiln Road.

Motion JPE, second BAT, to grant a 1-day Auctioneer's License to Herman Horowitz to sell oriental rugs at the North Chelmsford American Legion Post on June 27. Vote was 4 in favor, 1 abstention (PCH).

At the conclusion of the Special Town Meeting the Board met with the 16 applicants for the Blue Ribbon Resource Recovery Committee.

The purpose of the committee was discussed, and it was stated that the Board is considering appointing a 9 member committee, with 3 sub-committees dealing with different aspects of the project: environmental, technological and economical. DJR read a draft of a letter from the Board to BFI, requesting them to make a formal proposal to the Town, and outlining benefits that the Town will expect. It was stated that the 3 sub-committees will have to interact, not work separately. Applicants asked various questions about the purpose of the committee. A target date was discussed, with DJR saying that they are hoping that when the Master Plan is ready that a Special Town Meeting can be called and Resource Recovery and the Master Plan can be presented at the same time. It was also noted that not all aspects of the proposed facility will fall into 1 of the 3 sub-committees, and that the whole committee can hold public hearings and will also need to get opinions from other Boards and Committees - Health, Conservation, etc. The Board also stated that BFI is probably the only company that will have the tonnage of waste for this type of facility, that BFI will cooperate with the Board because they are in the business to make money, and that if Chelmsford does not take this facility, it will probably be located 1,000 feet

over the line in the City of Lowell and the Town would receive no benefits from it. It was also agreed that it would be up to the committee to educate the Town about the facility, and that the psychological impact on the community would be part of the environmental sub-committee's responsibility.

It was finally agreed that the committee will definitely have 9 members, that the Board will decide on the membership and the applicants will be notified within 2 weeks. The first committee meeting will be held the second week in July. At 9:30 p.m. motion JPE, second BAT, unan. to adjourn the meeting.

Adjournment

For the Board of Selectmen, by

Judith E. Carter

Ann Clark

RECEIVED

AUG 27 11 17 AM '85

TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

Regular meeting of the Board of Selectmen held Monday, July 8, 1985. Members present were: Mr. Ready, Mr. Emerson, Miss Towle, Mr. Blomgren and Mr. Hart. Bernard Lynch, Acting Administrative Assistant, was also present. Chairman Ready called the meeting to order at 7:30 p.m.

BOS Meeting
July 8, 1985

Motion JPE, second BAT, unan. to approve the minutes of June 17 and 24, 1985.

Minutes
Approved

DJR reported that he had attended the regional dog pound hearing held by the Msex. County Commissioners in Billerica. The Billerica BOS is opposed to having this facility build at the House of Correction, and DJR said he stated at the meeting that the Chelmsford BOS will support the Billerica BOS in their decision. He added that he feels the facility will not be built at the House of Correction because it is not properly zoned, and the residents are opposed. He said he feels that a regional facility at this location would not save Chelmsford any money, due to the distance and time involved transporting animals.

Member
Reports

JPE reported that the Chelmsford Dog Pound Committee recommends building our own dog pound as voted at the Annual Town Meeting, and that they are making this recommendation to the BOS. The Dog Pound Committee is meeting with the architect tomorrow night.

At 7:35 p.m. a Public Hearing was held on the joint pole petition of New England Telephone and Mass. Electric Companies to remove one pole and replace it with another on Second Street. No one present spoke in favor of or opposition to this petition. Motion JPE, second RAB, unan. to approve the request.

Joint Pole
Petition -
Second Street

DJR reported that a meeting was held with various towns to discuss the use of the old railroad track bed as a bike trail. They are asking each town to come up with their own plan for that portion of the trail that would go through their community. B. Lynch is checking with state reps. to see what the state can do to help, and another meeting has been scheduled for September 12. Motion BAT, second JPE, unan. to ask the Town Engineer to draw up Chelmsford's plan.

Reports

DJR reported that he had met with the state for highway funding for Route 129, since there are not enough funds under the PWED program, and that the state would do funding after the engineering work is done, which is now being paid for by private industry.

At 7:40 p.m. Ernest J. Taylor was present for a Public Hearing on a Class II Auto Dealer's License. Mr. Taylor explained that he lives at 120 North Road, and that his only reason for requesting the license is to be able to buy and sell cars at the Acton Auction. He had first applied for the license last August, and contacted his immediate abutters at that time, but was told by the Board that he would have to go to the Board of Appeals for a Special Permit for a Home Occupation. He stated that his residence would not be used for housing any vehicles, that all sales would be done either by phone or at the auction, and that he was granted the Special Permit by the Board of Appeals, with the condition that no cars would be on the premises.

Pub. Hrg. -

He said that his purpose is to buy his family cars at cheaper prices. RAB and JPE both asked him why he has gone through the process of trying to obtain a license, and RAB said this would be setting a precedent. PCH commented that the auction is purposely restricted - so that the State can control it through the Registry of Motor Vehicles.

Dr. Donald Gauthier, abutter on Osborne Lane, asked if the restrictions applied to the license or to the property, and was told that the license would only be for Mr. Taylor, and the restrictions and the Special Permit are not transferrable. Dr. Gauthier said he is concerned that circumstances may change, and he is not comfortable with the license.

William York, 3 Village View, said he is opposed, that he does not want to see a precedent starting.

Robert Groves, 7 Village View, said that he feels the Town risks more than Mr. Taylor will save, and he is afraid of future situations.

Motion JPE, second PCH, unan. to deny, based on testimony from neighbors and the Board's own feelings.

Pub. Hrg. -
Fuel Storage
License -
Black Cove
Realty Trust -
Oak Street

Attorney James Geary, representing Black Cove Realty and HiWay Paving Co. and Mr. Fred Parella, was present for a Public Hearing re the transfer and increase in the Fuel Storage license at 16 Oak Street. Mr. Geary explained that his client has a Purchase and Sales agreement with William and Margaret Belleville to purchase their asphalt paving plant on a 4 acre site on Oak Street. He said they are asking for the transfer of existing licenses granted in Dec., 1981 for 2 10,000 gallon tanks; that 2 underground tanks, 1 for 1,000 gallons and one for 6,000 gallons, will be removed, that they are asking for another 15,000 gallon tank for fuel oil and a 40,000 gallon tank for liquid asphalt. He stated that there are problems with debris and pollution with the present plant, that it is antiquated, that Mr. Parella has approval from D.E.Q.E. to close the plant and build a new one and change and improve the existing site. Mr. Parella presently has a plant in Rochester, NH and Visnewski Engineering has developed the site plan, which has been approved and will be supervised by DEQE. Mr. Geary explained that the asphalt made will be partially recycled old asphalt, a state requirement, which will solve the problem of what to do with old asphalt. He added that this is a permitted use in an IA zone, and gave the Board certification from J. Hallberg that the existing tanks are in order. The Conservation Commission has granted an order of Conditions, and at a meeting with Captain Galloway and Robert Doakes it was decided to bring in an increased water supply for safety reasons. A traffic study has been done by Hastings and Murphy, which showed there would be no significant increase in the amount of traffic. They are going to the Board of Appeals for a variance, since the height of the stack will be 65', rather than the permitted 45'. DJR asked what would guarantee a cleaner operation, and Mr. Geary said that restrictions placed by the Board and the Conservation Commission would be the guarantee. DJR asked if the Town could dump old asphalt there, and Mr. Geary said that his client would recycle asphalt for the Town, not for free, but at a lower cost. The engineer stated that the new plant will be set 10' lower on the site, and the trees around the site are 70' high. He added that as yet there is no Order of Conditions on emission control from DEQE. Mr. Parella explained the new process and technology that the DEQE has to test it within 60 days, that the government is pushing recycling, and they will be producing up to 2200 tons per day from April 15 - Dec. 15. Mr. Geary said that they are going to the Board of Appeals for their decision on Thursday, and PCH said that the Board appoints the Board of Appeals and are not supposed to influence them, and he recommends that the Board make no decision until after the Board of Appeals has made theirs.

No one present wished to speak in favor of the license. Speaking in opposition were Dorothy Cleary, 270 Littleton Road, George Gordon, 285 Littleton Road, calling the plant a "towering inferno", Josh McCaliss, James Flynn, 29 Chamberlain Road, Mary Marvella, 215 Chelmsford Street, and Alan Ludwig, 181 Littleton Rd. They all expressed concern over pollution, noise, safety factors, etc. DJR then asked Mr. Geary if his client would pay for the Town's engineering consultant to review the plans and reports, and he agreed, and will also have Mr. Webster,

construction supervisor, meet with the consultants.

Motion JPE, second BAT, to take the matter under advisement until all the necessary documentation has been studied and Mr. Webster has made all information available to Weston & Sampson for their review, with the applicant paying for their review. Vote was 4 in favor, 1 opposed (RAB). The Board will get an estimated cost from Weston & Sampson for Mr. Geary, and will vote on the matter at their next regular meeting on August 12.

Attorney Geary then addressed the Board on behalf of his clients Robert and Russell LaPorte, owners of property on NewTown Way, which they are trying to subdivide and develop into 2 lots. Residents on Fairbanks Road are concerned about additional run-off, and Mr. Geary asked if the Highway Supt. and the Town Engineer could look into the situation, since the residents have been complaining since the mid 1970's. PCH commented that this problem has come before the Board on a number of occasions, that it is a very wet hill, and the Town has no funds for drainage work. Motion JPE, second BAT, unan. to ask the Town Engineer to look into the situation and report back to the Board.

The position of Executive Secretary was then discussed. Motion JPE, second RAB, Executive to nominate Howard W. Redfern, Jr. Motion BAT, second PCH, to nominate Bernard Secretary F. Lynch. The vote was 4 to 1 (BAT opposed) in favor of Mr. Redfern. Motion Appointment JPE, second BAT, unan. to make the appointment unanimous. BAT left the meeting at 9:40 p.m.

Motion JPE, second RAB, to adjourn to Executive Session to discuss strategy with regard to collective bargaining. Roll Call vote was as follows: JPE-Aye; Executive RAB-Aye; PCH-Aye; DJR-Aye. Session

At 10:10 p.m. the Board returned to open meeting.

JPE reported that the Sewer Commission has received a letter dated July 2 indicating that the Town is on the funding list for Fiscal 1985, although they had not expected funding until March, 1986, and that they signed the inter-municipal agreement with Lowell last week.

Motion RAB, second JPE, unan. to send a letter of thanks for an outstanding Fourth of July to The Elks, Lions, Holiday Decorations, Town Celebrations, Highway, Police, Auxiliary Police and Fire Departments, and Boy Scout Troop 212.

Mr. Lynch reported on the Southwell Field project, showing the latest plan and outlining the few changes that have been made by Mauricece and Gary, architects. The boat ramp and launch have been moved to Deep Brook Canal, the pavillion with rest rooms has been moved to the front of the site. The project was approved last October, the archeological dig was done, with final approval in December. The delay to this point has been getting the topographical work completed by the engineers. The final specs will be presented to the working committee, they will go out for bid in August, award the bid in the early fall, and the work should be completed in the spring of 1986.

RAB said he would like to take this opportunity to congratulate and thank Mr. Lynch for the good job he has done as Acting Administrative Assistant. All Board members thanked him.

Mr. Lynch will send a report on Southwell to the Recreation and Park Commissions.

Under New Business, DJR said that there are no lighted tennis courts in Town, New Business and School Committee Chairman Carl Olsson told him that the School Dept. could support lights from 8:00 - 10:00 pm during June, July and August, but that an agreement had been made with the FinCom that the Town would pay for the lighting. Mr. Lynch was asked to check with the FinCom for the cost, and determine if the School Dept. could pay it.

Drainage
Problem -
Fairbanks Road

Executive
Secretary
Appointment

Adjourn to
Executive
Session

Return to
Open Meeting
Reports (cont')

Southwell
Field
Project

Motion JPE, second PCH, unan. to appoint Franklin E. Warren, 77 Boston Road, as Assistant Dog Officer, based on the recommendation of Deputy Chief Fitts.

Motion JPE, second RAB, unan. to approve the sale of oriental rugs by St. Vartanantz Church on October 25, 26 and 27.

Motion JPE, second RAB, unan. to permit the Chelmsford Lions Club to have their chuckwagon at the Community Band Concerts on July 16 and 30, and August 13 and 27, proceeds of the sale of hot dogs and drinks to go to their Eye Research Project

RAB noted that a trailer truck has been parked on School Street for a period of time, that it should have been moved in 30 days. Motion JPE, second RAB, unan. to have JPE check with the Building Inspector and take whatever action is necessary to have the truck moved.

PCH asked to have an update from the Building Inspector on the cars being sold from a home on North Road (across from Erlin Road). He also noted that on the left hand corner of the driveway to the new subdivision on North Road there is a large pool of septage. JPE said he will check on this.

Motion JPE, second RAB, unan. to award the bid for the reclamantion of Acton Road to HiWay Paving, the low bidder, as recommended by the Supt. of Streets.

Motion JPE, second RAB, unan. to re-appoint Kim McKenzie, 101 High Street, for a 5-year term on the Industrial Development Financing Authority.

Annual
Appointments

Motion JPE, second RAB, unan. to appoint the list of Police Matrons as submitted by the Police Chief, and to appoint Sergeant Thomas McNiff of the Dracut Police Dept. as Special Police Officer in the Town of Chelmsford.

Motion JPE, second RAB, unan. to make the following appointments and re-appointment to committees on the list prepared by the office: Cable TV Commission; Civil Defense Committee; Council on Aging; Council for Children - 4-C Committee of Greater Lowell; Harold Davis - 3 year term, and Richard Burkinshaw and Bruce Foucar as alternates for 1 year terms as alternates on the Historic District Commission; Holiday Decorations Committee; Drug and Alcohol Prevention Committee; Dog Pound Committee; Great Brook Park Advisory Board; Chelmsford Historical Commission; Emergency Medical Service Council; Energy Advisory Committee; Facia Loan Advisory Committee; Fair Housing Committee; Home Rule Advisory Committee; Insurance Advisory Committee; Memorial Day Committee; Special Police Officers (School Crossing Guards); Recreation Commission; Rent Control Board; Town Celebrations Committee; Southwell Field Working Committee; Committee to Update Town History; Traffic and Safety Committee - add Bradford O. Emerson; Veteran's Emergency Fund Committee.

Blue Ribbon
Resource
Recovery
Committee

Motion JPE, second RAB, unan. to appoint the following to the Blue Ribbon Resource Recovery Committee: Daniel Fisher, Jr., 9 Village View Road; Susan Carman, 8 Thomas Drive; David Child, 1 Wagontrail Road; Leo R. Paradis, 27 Woodlawn Ave.; Robert W. Pfeiffer, 26 Hitchin'Post Road; Daniel W. Burke, 7 Arbutus Avenue; Nicholas Gavel, 43 Bartlett Street; Thomas Mills, 21 Wagontrail Road; Peter Dulchinos, 211 Wellman Avenue. A joint meeting with the Board and the consultants will be set up by Mr. Lynch in the near future. The target date for the proposal to be presented to the Town is a Special Town Meeting in the late fall.

Adjournment

At 10:45 p.m. motion JPE, second RAB, unan. to adjourn the meeting.

For the Board of Selectmen, by

Jack E. Carter

Regular meeting of the Board of Selectmen held Monday, August 19, 1985. Members present were: Mr. Ready, Mr. Emerson and Mr. Blomgren. Miss Towle and Mr. Hart were away on vacation. Chairman Ready called the meeting to order at 7:00 p.m. **SEP 10 4:00 PM '85**

August 19,
1985

Motion JPE, second RAB, unan. to approve the minutes of the July 8, 1985 meeting.

Minutes
Approved

Arthur Stratton, New England Telephone Co. was present with a joint pole petition from His firm and Mass. Electric to install a new pole between #'s 62 and 63 Turnpike Road, to serve 4 new homes on Milestone Road. This will be a service pole for underground service on this new road. DJR commented that the Board has been dealing with double poles and broken poles, and now have a new problem with leaning poles on Turnpike Rd., Westford St. and Littleton Road. Mr. Stratton said he will look into this. Motion JPE, second RAB, unan. to grant this petition.

Joint Pole
Petition -
Turnpike Road

He then presented a petition to add 2 new main line and 1 service pole on Higate Road to service 2 new homes at the end of the road. Motion JPE, second RAB, unan. to grant this petition. DJR then asked Mr. Stratton about depressing utilities - and told him that when the Town starts sewerage, especially along Route 110, they would like to get information on how this could be done.

Pole Petition
Higate Road

Stephanie Mara from Mass. PIRG, director of the Boston office, asked to speak with the Board. She stated that this is a state-wide citizen lobbying project to support public interest bills, that they have been responsible for "check clearing law", and that their main focus is on environmental impact. She said that they have 1200+ members in Chelmsford, and that they are asking permission to canvass this year for more new members after 6:00 p.m. DJR then introduced Howard W. Redfern, Jr., new Executive Secretary to the Board. Mr. Redfern stated that there is a conflict between the requested hours of 4:00 to 9:00 pm and the Town by-law stating that house-to-house canvassing must cease at 6:00 p.m. and that the BOS cannot waive a by-law. Ms. Mara said that a 6:00 pm time limit would limit the effectiveness of their project. DJR noted that if they confine their canvassing to a membership drive and for information purposes, possibly this could be allowed as not coming under the by-law. Ms. Mara added that Mass. PIRG is a non-profit non PAC organization. Motion JPE, second DJR, to contact Town Counsel for a by-law interpretation, indicating that the Board sees this as a membership, not a fund, drive. and to grant permission if Town Counsel gives his approval. RAB stated that he feels to extend the canvassing hours infringes on the residents' rights to privacy, and that the by-law is clear. The vote was 2 in favor of the motion, 1 opposed (RAB). The BOS will notify Mass. PIRG of their decision.

Mass. PIRG

At 7:15 p.m. the Board met with persons interested in purchasing Town-owned land. Claude Harvey, Jr. wants to purchase a parcel of land adjacent to his property on Alcorn Road. There had been an article on the 1985 ATM Warrant but he was unable to attend. DJR said the Ex. Sec. will send him a list of appraisers. Linda M. Brock wishes to purchase 8,000 sq. ft, at #25 Fourth Ave. She said that there is now a structure on the property. JPE said he thought that property was in litigation, and Ms. Brock said that the Town had foreclosed in May. DJR commented that she is not the only person interested in this particular parcel, and it will probably have to go out for bid.

Purchase of
Town-owned
Land -
Alcorn Road
Fourth Ave.
Carlisle St.
King Street

Town
Owned
Land

Thomas Walsh told the Board that he wishes to purchase the piece of land adjacent to his property, 30' x 80', because he wants to put on an addition and has insufficient set-back.

Roland and Louise Daigle discussed the purchase of land on Fourth stating that in 1978 they tried to buy the property at 25 Fourth Avenue, which was condemned by the Board of Health, and have been trying to have the shack torn down. They also want to purchase the land on the other side of their property which they were notified was for sale in 1981. He has asked Mr. Atherton and he will appraise all 3 parcels at the same time.

Ms. Brock stated that the purchase of the land at 25 Fourth Avenue would not be feasible for her if the land is not buildable.

DJR said that he will have the Ex. Sec check to make sure each of the parcels in question are actually Town-owned, and the Ex. Sec. will send a list of appraisers to the applicants.

Nicholas Gavriel was present to tell the Board that he would like to purchase app. 1/4 acre on property known as King Street, which is between his property and his neighbors, and is not accessible except from his property.

Transfer of
Fuel Storage
License -
Drum Hill
Mobil
LaGasse -
Loiselle

Donald Loiselle was present to discuss the transfer of the Fuel Storage License at 99 Drum Hill Road from Richard LaGasse. The property, a Mobil Gas Station, is owned by Mr. Loiselle and the estate of the late Mr. LaGasse. JPE commented that this is a good operation. RAB asked when were the tanks tested and Mr. Loiselle said app. 1 year ago, and he could furnish a report. JPE said that there is currently litigation on the property and the license needs to be transferred soon. Mr. Loiselle stated that there are 3 gas tanks of 4, 6, and 8,000 gallons, and a 10,000 gallon diesel storage tank. One tank is 5 years old, the others 20 - 25 years. One gas tank has been tested recently. RAB said that if the tanks have been tested within one year the transfer could be approved; if it has been more than 1 year they should be re-tested. Motion RAB, second JPE, unan. to have the tanks re-tested, have a new request for transfer to include gas as well as diesel tanks, and check with Town Counsel re the Town's liability on the property, and can the BOS grant the transfer.

Discussion
with Housing
Authority re
North School
Site

The Board then met with members of the Housing Authority - Ruth Delaney, Pamela Turnbull and William Keohane, Director Lisa Royce, and Peter Dulchinos, representing Atty. James Geary as legal counsel for the authority. Mrs. Delaney commenced the discussion by stating that she wants to find out the legal ownership of the North School site. DJR told her that an article was passed at the 1985 ATM to allow the BOS to sell the North School land. The BOS interpreted the article as authorization to sell after proposals had been received, but when they asked for Town Counsel's opinion he advised them that the School Committee has not yet officially turned the site over to the BOS. Mrs. Delaney answered that the Authority had asked for the deed to the property from the BOS, and then learned that the BOS intended to ask for proposals. She added that the Authority had submitted a proposal to the State, which was rejected because the Town does not supply low income housing as required by the State, and read a letter of rejection from the State dated April 5. Their September application had said that the Grange Hall and the Highland School would be re-habbed for low income housing.

DJR then said that the Board's current position is that when the Authority has a proposal that is funded they will turn over the North School site. He added that the BOS still would like to pursue placing a drop-in center on the site and that they will not support any proposal not supported by the Housing Authority, but that the Board must listen to other proposals - Teller, 202, etc. Mrs. Delaney said that they need at least 4 units of family housing on the North School site, and DJR said again that the School Committee must first turn the site over to the BOS. The BOS will then put an article on Town Meeting warrant, and also put on an article turning over the Highland School. He noted that the School Dept. is using the school for storage at present, that they and the Town still need storage areas and they have considered adding storage facilities to the new Dog Pound when it is built. He asked if the Housing Authority has any money to purchase land, and was told No. The North Town Hall was discussed as a possible site for low income housing. Mrs. Delaney asked if they could pursue putting 4 units in the Highland School and 6 units in the North Town Hall, and if the BOS gets a cost estimate for building additional storage space, the Authority will approach the State for aid to purchase land. She also noted that other Towns are purchasing properties and turning them over to their Housing Authorities. Mr. Keohane said that we need an agreement that the Town needs family housing and that the Town will help the Authority in establishing sites. He added that he feels the intent of the residents at Town Meeting was to keep the North School property under the control of a Town Board. Plans and proposals were discussed at length. Mr. Keohane asked that any proposals be presented at a Public Hearing in North Chelmsford. DJR explained the steps that will be taken - 1) have the Town Architect draw up a plot plan showing the 60 sites and a drop-in center; 2) draw up articles for a STM Warrant; set a time limit for receiving proposals; 4) hold a joint public hearing. He asked the Housing Authority to name a liaison person with the School Committee, stating that he is the BOS liaison. Motion JPE, second RAB, unan. to have the Town Architect Steve Wojcik draw up a conceptual plan for the North School site, showing 60 units of housing and a drop-in center, to be ready for a Public Hearing at the end of October, to be paid for by the BOS. Mrs. Delaney then asked if the present Drop-In Center on Mill Road could be used for family housing. and the Board said this could be a possibility. The meeting ended at 8:50 p.m.

JPE introduced Stan Rosenberg from Congressman Atkins Office, and praised the Congressman for his help to the Sewer Commission.

Robert Murphy of Hastings Murphy Associates was present to answer any questions on a plan submitted to the BOS showing the planned improvements on Drum Hill Road - widening and traffic devices. DJR commented that the Traffic and Safety Committee and the Town Engineer have no problem with the plan. Motion JPE, second RAB, unan. to accept the plan as presented and approve the widening and traffic signals on Drum Hill Road.

Drum Hill
Road -
Widening and
Signals

Stan Rosenberg said that Congressman Atkins is beginning dialogues with the Towns in his district and wants to know what federal aid could help them. DJR said that his office has already helped the Town with sewerage, but we are now talking about a ramp off Route 3 if a Resource Recovery plant is built, that we have traffic problems. and need funding for signalization in front of the fire stations. Mr. Rosenberg asked if we have looked for state funding, and DJR said that we will be looking for grants for a Personnel Director.

Dialogue with
Cong. Atkins
Aides

a combined DPW and the bike path project. Mr. Rosenberg also introduced Scott Pherson, a member of Mr. Atkins' economic team.

Member Reports

JPE reported that he has had many complaints about a dangerous curve on Riverneck Road near the cemetery entrance, and asked about installing guard rails, and involving the Safety Officer and the Town Engineer. RAB commented that there is a similar problem near St. Joseph's Cemetery. Motion JPE, second RAB, unan. to ask Harold Gray, Patrick Daley and Jim Pearson to look into the problem, and also send a memo to the Traffic and Safety Committee, asking them to take interim steps to solve the problem and also a cost estimate for a permanent solution.

RAB reported that he is pleased with the composition and quality of the Resource Recovery Committee.

RAB reported that at the July 8 meeting he had brought up the matter of the trailer truck bed on School Street and noted that it is still there. JPE asked to have the Ex. Sec. tell the Building Inspector to take the necessary legal action to have it removed.

DJR reported that we had a report from NMAC on the use of Merrimack River water by the MDC. He asked the Ex. Sec. to request a complete copy of the study and map for review by the Town Engineer and Weston & Sampson, and also to research the reasons the Town opposed this a year or two ago.

Ex. Sec. Reports

The Ex. Sec. reported that he has met with Senator Carol Amick on the proposed bike path, and that she is working on funding for the project.

He also noted that Bill Edge has submitted meeting schedules of the Town Offices building.

DJR and JPE are trying to have outside steps built so that the lower parking lot will be used more. The Ex. Sec. said he could contact the Army Corps of Engineers to see if they could do this as a weekend project.

Unfinished Business

Motion JPE, second RAB, unan. to appoint Bernard Lynch, Sharon Galpin and Mary Tevlin to the Bike Trail Committee.

Motion JPE, second RAB, unan. to appoint Karen Pierro, 30 Walnut Road as Assistant Dog Officer.

Motion JPE, second RAB, unan. to appoint Jesse Young Harris, Jr., as a member of the Auxiliary Police Dept.

Motion JPE, second RAB, unan. to approve a 1-day Liquor License for Gus Coutu Friendship Picnic.

Motion JPE, second RAB, unan. to approve a 1-day Auctioneer's License to Herman Hurwitz for September 12 at the North American Legion Post.

Motion JPE, second RAB, unan. to approve a 1-day Roadside Vendor's License for Joseph Joley.

Motion JPE, second RAB, unan. to request Mass. Electric to place a streetlight on MECO Pole #2, Coolidge Street, near 85 Groton Road.

Motion JPE, second RAB, unan. to award the Highway Dept. bid for the gradall rental as recommended by Harold Gray.

Motion JPE, second RAB, to make the following annual appointments to Boards, Committees and Commissions:

Board of Appeals: Harold Organ, Jr. - 3 year term; Alternates for 1-year terms: Denis Valdinocci, Robert J. Scharn and Ronald Pare (replacing Kenneth Davis).

Committee
Re-appoint-
ments

Conservation Commission: 3-year terms - re-appoint Charles Galloway and John D. Scott; appoint William R. Greenwood to replace Henry McEnany.

Capital Planning Committee: Re-appoint James Doukszewicz, Ernest F. Day (non-voting). Nicholas Gavriel, Anthony Gagnon, Janet Hendl, Liz Marshall, and Conrad Stone. Howard W. Redfern, Jr. was appointed to replace Norman E. Thidemann.

Cultural Council: Patricia Fitzpatrick and Helen Glinos to fill unexpired 2 year terms; re-appoint Flavia Cigliano and Marion Gould for 2 year terms; appoint Ivor Hartley and Gina Kalogeropoulos for 2 year terms.

Facia Loan Advisory Committee: appoint Howard W. Redfern, Jr. to replace Norman Thidemann.

Insurance Advisory Committee: appoint Howard W. Redfern, Jr. to replace Norman Thidemann. DJR also announced to TV and the press that there is still one opening on this committee.

Under New Business DJR noted that a letter was received from the Planning Board dated August 14 stating that they have approved the reconstruction of Mill Road and also voted to reduce the bond from \$150,000 to \$16,000. Motion JPE, second RAB, unan. to approve reducing the bond from \$150,000 to \$16,000 based on the Town Engineer's recommendation.

New Business

JPE said that he is scheduled to meet with the Council on Aging Tuesday, August 27, to discuss the Drop-In Center, but cannot attend the meeting. The Ex. Sec. will attend and check to see if any other Selectman can also attend.

RAB brought up the matter of flower vendors stationed at various locations in the Town - Littleton Road, Chelmsford Street, etc. JPE said he has noticed one on Drum Hill Road near Burger King, using a portable light at night and also blocking the entrance. The Ex. Sec. said that a form letter has been given to the Police Dept. for distribution to anyone selling flowers without a license telling them to cease and desist until a license is obtained or they may be arrested. Motion JPE, second RAB, unan. to have appropriate action taken by the Police Dept. to stop the sale of flowers by all individuals not licensed.

RAB also stated that Alpine Lane was closed to traffic on July 28, and he would like the BOS to Send a letter to Emile Dumont asking him to consider re-opening it to traffic, blocking off the construction site with sawhorses. JPE said he thinks the long-range plan is to close the roadway permanently, although the BOS could send a letter of inquiry, and he believes that Mr. Dumont is planning to come before the Board to explain his new addition. Motion RAB, second JPE, unan. to send a letter.

RAB asked the Ex. Sec. for an update on the Land Use Bill, and he said that it was favorably voted in the House, but not yet voted in the Senate.

RAB asked the Ex. Sec. to do an analysis on the hotel/motel tax for the next meeting. This will be put on the agenda for the Sept. 9

New Business DJR asked that a letter be written to the State DPW asking that the Lowell Hilton sign on Route 495 in Chelmsford be removed to Lowell.

Adjournment At 9:45 p.m. motion JPE, second RAB, unan. to adjourn.

For the Board of Selectmen
by

L. E. Carter

RECEIVED
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TOWN CLERK
TOWN OF CHELMSFORD
TOWN CLERK

Ken Clark

Reg. Mtg.	Regular meeting of the Board of Selectmen held Monday, September 9, 1985. Members present were: Mr. Ready, Mr. Emerson, Miss Towle, Mr. Blomgren and Mr. Hart. Howard W. Redfern, Jr., Executive Secretary, was also present.
Open Session Senior Citizen Drop-In Center Needs Presentation	During the open session from 7:00 - 7:30 p.m. JPE introduced Robert Clough of the Senior Citizen Building Needs Committee, who gave a handout indicating the basic needs of the Town, and what facilities are in surrounding towns. A film on the Methuen Senior Center was then shown. After the film Town Aide Kathleen Robinson said that Chelmsford should have a facility on Methuen's scale, that the Council on Aging cannot continue to grow and provide services in the present center, that they endorse the location at the North School site, that they want 25,000 - 30,000 square feet of space, have an acute need now for space and would like a school building for a temporary solution. She said that they are asking for direction from the Board. DJR said they have met with the Housing Authority re the North School property, and said that there is money in escrow for a community center and he has asked the architect to include a center in the building site plan. He said that the architect needs input from the Building Needs Committee and Mr. Clough said they are meeting on September 19 at 9:30 a.m. The Ex. Sec. will request architect Stephen Wojcik to be present.
Meeting call to Order Minutes Approved	At 7:45 p.m. DJR formally called the meeting to order.
Proclamation	Motion JPE, second PCH, unan. to approve the minutes of the August 19th meeting. Motion JPE, second BAT, unan. to proclaim the week of September 22 as School Bus Safety Week.
Presentation of Plaque for Old Town Hall	Robert Mondello and Chester Davis were present to donate a Plaque for the Veterans' Memorial Auditorium at the Old Town Hall to the Board, on behalf of the Chelmsford Elks. DJR thanked the Elks, and presented them an Award of Appreciation for their sponsorship of the 1985 Fourth of July Celebration.
Pole Petitions	No one was present from New England Telephone company on pole petition on Turnpike Road nor from Mass. Electric Co. on Mansfield Drive, although abutters from Mansfield Drive were present. Motion JPE, second BAT, unan. to table the petitions until a representative of the company is present.
Roadside Vendor's License	Sandra Hone, 3 Pennock Road, was present requesting a Roadside Vendor's License to sell hot dogs in 2 locations: the corner of Westford Street at the common and the Unitarian Church parking lot, and at Varney Playground on Adams Street. The land near the Common is Town-owned, but the church Standing Committee has OK'd her using the parking lot, and she will move over near the 1802 School House at noon when kindergarten classes are being dismissed.

She has checked with the Police Chief and the Board of Health and they have no problem. DJR noted that other licenses granted have been on private property and he would like a letter from the Unitarian Church and to have Ms. Hone make a donation to the Recreation Commission. JPE said that under the Board of Health Mobile Food Service license her cart cannot be stationary, she must move around a little, and any signs must be on the cart itself. Motion JPE, second BAT, unan. to grant the Roadside Vendor's License.

The Unification Church was on the agenda to request a Roadside Vendor's license, but no one was present. Motion JPE, second BAT, unan. to table this matter.

Unification Church Application Tabled

Attorney James Geary was present for a continuation of a hearing started 2 months ago re Black Cove Realty Trust requesting a transfer of the Fuel Storage license from William and Margaret Bellemore on property at 16 Oak Street, and also an increase in the amount of asphalt paving liquid and light fuel oil that can be stored on the premises. Mr. Geary said that they are requesting 2 new above ground storage tanks - 40,000 gallons of asphalt liquid and 15,000 gallons of light fuel oil. They have been through the Board of Appeals, Board of Health, Conservation Commission, Planning Board and DEQE, and all have approved their plan. He added that his client will be taking a risk, because all approvals are conditional until his facility is operating. He stated that there has been 1 major change to the plan - the existing plant will be dismantled and removed. If the license is not approved for Black Cove realty Trust, Mr. Belleville will stay there. JPE stated that the Board has received an update from Weston & Sampson, that they submitted a series of questions to Webster Associates, who were satisfied with the answers. Weston & Sampson was also satisfied.

Black Cove Realty Trust Fuel Storage License Approved

Speaking in favor was Christos Tsoukalas, a direct abutter at 7 Oak Street, and Debbie Johanson, Littleton Road. No one present wished to speak in opposition. PCH commented that this application is just for a transfer and increase in the fuel storage license, and asked if the facility could be built without an increase. Mr. Geary said Yes, and PCH said he would prefer to see the correct storage. Mr. Geary said that they are removing the 7,000 gallon underground tanks. Motion JPE, second BAT, to grand the transfer and increase. Vote was 4 to 1 in favor, DJR opposed.

The Mansfield Drive abutters then looked at the plan presented by Mass. Electric Co. and the Ex. Sec. took them outside to further discuss the petition.

Pole Petition Approved - Mansfield Drive

A Public Hearing was then held on the application of William and Delores Kirk, owners of Cedar House, 124-126 Tyngsboro Road, North Chelmsford, for a retail wine and malt beverages license. They are presently running a convenience store at this location and want to be able to sell beer and wine at the request of their customers. DJR asked what percentage of their business would be beer and wine, and Mr. Kirk said maybe 25%. Mr. Kirk added that the beer and wine would be kept in a separate room which opens into the main store, that they have been in Cedar House since November, and have operated Kirk Kraft, a craft store next door, since 1974. DJR said that Mr. Kirk is in violation of the sign by-law, and Mr. Kirk said he went to the Building Inspector before putting up his sign. BAT noted that he was in

Pub. Hrg. Cedar House Retail Beer License

License
Denied

violation on August 20, as noted by the Bldg.Insp. and Mr. Kirk said that was a temporary cigarette sign that was immediately removed. JPE asked Mr. Kirk why he feels qualified to have this license, and why he felt he deserves a license after less than 1 year in business. Mr. Kirk again said that he has been running Kirk Kraft since 1974, and he is asking for the license due to popular demand from his customers. He added that he only stays open until 9:30 p.m.

No one present wished to speak in favor of the application. Gary Gervais, 114 Graniteville Road, said he is opposed because he feels that the area is saturated with liquor licenses - Bruno's, Meadow Lounge and North Chelmsford Wines and Liquors.

Motion JPE, second BAT, to deny the license. DJR said that he has a problem with mixed use of a building, that he feels a store does better with just liquor, not convenience foods also. RAB said that he feels Mr. Kirk has been in business for 10 years, that this area is one of the least saturated in the community, and asked Mr. Kirk if he would go for some type of training in the sale of wine and beer. Mr. Kirk said Yes, he would. Vote on the application was 3 in favor to deny, RAB against denial and PCH abstaining.

Motion JPE, second BAT, unan. to take the Mansfield Drive petition off the table. The Ex. Sec. explained that Mass. Electric is putting 50 feet of buried cable for service into Velvet Lane. Motion PCH, second JPE, unan. to grant provided that construction is completed by November 1st.

Re-districting
Plans

Mary St. Hilaire, Judy Olsson and Sandra Kilburn were present from the Board of Registrars to present the re-districting plans for voting for the Town. DJR put up the new map and went over the boundaries of the various precincts, read the re-districting guidelines, noting that all polling places must be accessible to the handicapped. JPE thanked the Registrars and the Town Clerk for an excellent job in preparing the plans. Motion JPE, second RAB, unan. to send a letter to the North Congregational Church thanking them for the use of their facility during the past years, and notifying them that the polls will be moved from the church by 1988. Motion JPE, second BAT, unan. to adopt the re-districting plan as presented, effective January 1, 1985.

Member
Reports

Under reports, RAB reported that he and DJR met to discuss the possibility of hiring a special Building Inspector for inspecting building in progress that might involve a Town employee or his relative with more than 10% interest in said building. Motion RAB to appoint a Special Building Inspector. JPE said he wants further discussion on this - what type of situation would require his services, etc. PCH said he supports this direction, but wants to see a final document from Town Counsel before voting. Motion RAB, second JPE, unan. to have the Ex. Sec. and Town Counsel draw up provisions for hiring a Special Building Inspector by the Sept. 30th meeting.

RAB reported that he had met with Howard Redfern, the Deputy Police Chief and a rep. from MMA re installing a VACS system for processing parking tickets, and will meet with reps. from Bedford and Tewksbury, who are in the process of installing the system.

DJR said he had received a complaint from Mrs. Lane, 95 Park Road about Independent Delivery ads being left at her home, even after she has gone through the procedures outlined in the by-law. Motion RAB, second BAT, unan. to notify the Independent that we are going to

have to start imposing fines, as authorized by the by-law, and ask him to attend the next BOS meeting.

DJR asked the Ex. Sec. to contact BFI and ask them to stop their trucks from congregating at certain intersections in Town.

DJR asked the Ex. Sec. to check Brentwood Road and make sure that it is properly taken care of.

RAB asked about the potholes in the access road to Southwell Field, Wotton Lane, and the Ex. Sec. said that they have been fixed.

PCH said that he has met with the parties involved at either end of Wotton Lane, to look into relocation of the street, or parking on only one side. DJR asked the Ex. Sec. to have the Town Engineer talk with PCH and the abutters, and schedule a meeting with the Board.

JPE reported that he and DJR are members of the Southwell Field Working Committee, that the Committee met last week and the project is moving along well. He will have a time schedule by the next meeting, and the project should be completed by July of 1986. JPE said that he is finding donations to save money, and has Walter Ericson agreed to design the septic system.

Member Reports

The Ex. Sec. reported that the letter from the State DPW re the Lowell Hilton signs on Route 495. Motion JPE, second BAT, unan. to write to the federal government about having these signs removed.

Ex. Sec. Reports

The Ex. Sec. reported that he contacted NMAC re MDC use of the Merrimack, that there is a new study coming out and legislation filed to set up a commission to determine uses of water from the Merrimack River.

Motion DJR, second BAT, to send a letter to Rep. Bruce Freeman asking for his support. Vote was 4 in favor, 1 opposed (RAB).

The Ex. Sec. also reported that the MMA wants us to contact our state senator to ask her to support the establishment of a stabilization fund. Motion JPE, second BAT, unan. based on the Ex. Sec's recommendation.

Under Unfinished Business, motion JPE, second BAT, 4 in favor, 1 abstention (PCH) to grant a 1-day beer and wine license to American Legion Post 313.

Unfinished Business

Motion BAT, second JPE, unan. to expand the Cable TV Commission from 5 to 7 members and appoint Jerry Rigby, Cable 43, and Gary Frascarelli, 105 Carlisle Street, as regular members.

Cable TV Appointments

Motion JPE, second BAT, unan. to appoint Christine Gleason, 7 Loiselle Lane, as a member of the Traffic and Safety Committee, to replace Rhodes Johnson.

Under New Business RAB asked that the office obtain a copy of the Wilmington by-law re aquifer preservation.

New Business

RAB asked if there has been any response from Emile Dumont re Alpine Lane, and DJR said he understood that Mr. Dumont wants to come before the Board to explain his plans for expansion of the hotel.

Motion JPE, second BAT, unan. that the BOS send a letter of congratulations to the Town of Concord on their 350th anniversary.

DJR asked the Ex. Sec. to come up with figures re the hotel/motel tax, and the Ex. Sec. said he has written to the Heritage Inn and Howard Johnson's. DJR asked him to check with surrounding towns to see if they have adopted the bill yet.

Under press questions it was asked if the Board was aware that the Billerica Planning Board is closing a portion of Brick Kiln Road and JPE said he feels this is very irresponsible on their part.

Adjournment

At 9:10 p.m. motion JPE, second BAT, to adjourn the meeting.

For the Board of Selectmen, by

Judith E. Carter

1. The first part of the paper discusses the importance of maintaining accurate records of all transactions. It emphasizes that this is essential for the proper management of the company's finances and for ensuring that all stakeholders are kept informed of the company's financial health.

2. The second part of the paper outlines the various methods that can be used to collect and analyze financial data. It discusses the advantages and disadvantages of each method and provides a detailed explanation of how to choose the most appropriate method for a given situation.

3. The third part of the paper describes the various ways in which financial data can be used to make decisions about the company's future. It discusses the importance of having accurate and up-to-date financial information and provides a detailed explanation of how to use this information to make informed decisions.

4. The fourth part of the paper discusses the various ways in which financial data can be used to monitor the company's performance. It discusses the importance of having accurate and up-to-date financial information and provides a detailed explanation of how to use this information to monitor the company's performance.

5. The fifth part of the paper discusses the various ways in which financial data can be used to identify and manage risk. It discusses the importance of having accurate and up-to-date financial information and provides a detailed explanation of how to use this information to identify and manage risk.

6. The sixth part of the paper discusses the various ways in which financial data can be used to improve the company's overall financial performance. It discusses the importance of having accurate and up-to-date financial information and provides a detailed explanation of how to use this information to improve the company's overall financial performance.

7. The seventh part of the paper discusses the various ways in which financial data can be used to ensure the company's long-term success. It discusses the importance of having accurate and up-to-date financial information and provides a detailed explanation of how to use this information to ensure the company's long-term success.

8. The eighth part of the paper discusses the various ways in which financial data can be used to ensure the company's compliance with all applicable laws and regulations. It discusses the importance of having accurate and up-to-date financial information and provides a detailed explanation of how to use this information to ensure the company's compliance with all applicable laws and regulations.

9. The ninth part of the paper discusses the various ways in which financial data can be used to ensure the company's transparency and accountability. It discusses the importance of having accurate and up-to-date financial information and provides a detailed explanation of how to use this information to ensure the company's transparency and accountability.

10. The tenth part of the paper discusses the various ways in which financial data can be used to ensure the company's sustainability. It discusses the importance of having accurate and up-to-date financial information and provides a detailed explanation of how to use this information to ensure the company's sustainability.

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Town Clerk

Regular meeting of the Board of Selectmen held Monday, September 30, 1985. Members present were: Mr. Ready, Mr. Emerson, Mr. Blomgren, Miss Towle and Mr. Hart. Howard W. Redfern, Jr. Executive Secretary, was also present.

Nov 22 10:30 AM '85

Civil Defense Director Walter Hedlund was present to give the Board a status update on Hurricane Gloria, which hit the Town on Friday, Sept. 27. He stated that as of 7:00 am Monday, 5% of the power in Town was still out, 5% of the roads still impassable and 10% in fair condition. He said that in South Chelmsford there are still trees across Byam Road and there is no power. He added that by 5:00 pm today he had to give a preliminary estimate to the state of the Town's damages - roads, overtime, damage to homes and businesses etc. and he has submitted an estimate of \$400 - \$425,000. He said that the CD Committee feels that the hurricane was milder than anticipated, but that the aftermath has kept them very busy. DJR asked if there is any possibility of the Army or National Guard helping out and Mr. Hedlund said they don't know yet, that since the Town did declare a state of emergency and could possibly appeal for state aid. The Ex. Sec. will pursue this with Mr. Hedlund. DJR said he noticed that we didn't really have a telephone command post, and that there was not good telephone service in the shelters. Mr. Hedlund said that he had a phone number for each shelter and tried to pick shelters that would not be blocked by trees. JPE congratulated Mr. Hedlund on a fine job and said that since communications is the biggest problem, the Board should look into improving the system. BAT said that he had done a good job, and RAB said he noticed a lack of staff, that the BOS should look into providing more help during an emergency. A Work Session was suggested for October 7th. Mr. Hedlund said he wanted to personally thank all departments, that they did 120%, and that he was getting hourly reports from a U. Lowell meteorologist.

Chairman Ready called the meeting to order at 7:50 p.m.

Motion JPE, second BAT, unan. to proclaim the week of September 29 - October 5 as Emergency Medical Services Week.

Motion JPE, second BAT, unan. to approve the minutes of Sept. 9, 1985.

George Gagan, New England Telephone Company, was present with a petition (joint with Mass. Electric) to remove 1 pole and to place 1 pole on Adams Street to serve a new office building.

Motion JPE, second BAT, unan. to approve this petition.

He then presented a joint petition to move 1 pole and place 1 pole on Clarke Avenue at Riverneck Road. A Clark Avenue resident who was present asked if they could have a pole and asked why they needed another pole. Mr. Gagan said they will remove the individual wires to each house and replace them with a cable. Motion JPE, second BAT, unan. to approve this petition.

Mr. Gagan then presented a petition to place buried cable on Turnpike Road within conduit to serve 2 new homes, with no excavation involved. There was also a Mass. Electric petition to place under-conduit on Turnpike Road. Motion JPE, second BAT, unan. to allow both petitions.

Petition -
Bayberry Drive

Mr. Gagan then presented a petition to place 1 joint pole on Stedman Street to serve 2 new homes on Bayberry Drive. Motion JPE, second BAT, unan. to approve this joint petition.

Pole Removal -
Groton Road

Mr. Gagan then said that when the work on Adams Street is completed they want to abandon and remove and remove one pole on Groton Road. Motion JPE, second BAT, unan. to allow them to do so.

DJR said that there is a problem on Byam Road, that 3 poles are down and need to be re-set. Mr. Gagan said that there will be 3 new pole Byam Road, Putnam Avenue and Westford Street.

Transfer of
Class II Auto
License -
Buttonwood
Motors

Attorney Joseph Shanahan was present representing Arnold and Lucille Garrow, who own property at 11 - 13 Progress Avenue and are now selling the property and Buttonwood Motors, and would like to transfer their Fuel Storage License to Richard Melino. The present license is for 5,000 gals. waste oil and 16,000 gals. fuel underground and there are presently 2 4,000 gallon tanks. Atty. Shanahan submitted report of tests on the tanks, and said that Mr. Melino would agree to come back before the Board if he should decide to go to the whole capacity. PCH noted that he has no objection to having more storage approved than is needed. Motion JPE, second BAT, to grant approval of the transfer. Vote was 4 in favor, 1 opposed (RAB, who felt that Mr. Melino should show the need for the 2 8,000 gal. tanks). DJR asked the Ex. Sec. to redesign the form for transfer of fuel storage licenses.

Meeting with
Independent
Delivery
Service

Allen Sales, Vice President of Operation, and Chuck Holland, distribution manager for Chelmsford, from Independent Delivery Service were present to discuss their materials delivered at each home in Town each week. DJR asked why they were still delivering materials to persons who had requested that they stop. Mr. Sayles said that this is human error on the part of the deliverers, and that they have tried to call people and explain this. Mr. Holland noted that they deliver to 9180 homes each week, and get less than five letters of complaint per year. These homes are put on maps, and he goes over them with drivers, supervisors, etc. DJR said that he has had 8 or 9 calls of complaint, and RAB and BAT said they had also. PCH said that they still have problems with people driving on the wrong side of the street, the materials are not being put in the proper areas, and if they are going to continue this operation, why don't they make more effort to do it efficiently, and DJR told them to be more careful in the future.

Meeting with
Blue Ribbon
Resource
Recovery
Committee

Members of the Blue Ribbon Resource Recovery Committee met with the Board, and Chairman Nick Gavriel said that a letter and copies of their minutes had been given to each Board member, to show what they have been doing in the past 12 weeks. They were charged with reviewing the BFI proposal, which they haven't had, and he stated that they have acquired much knowledge, that the Town does have alternatives. BFI just submitted their proposal today, but the Committee needs time to digest it, will review it on October 7 and invite BFI to meet with them on October 16 for a presentation, and on October 21 will meet with SEA re the traffic study. DJR said that without having the BFI proposal he feels the Committee was going off on a tangent. JPE asked that when the proposal has been reviewed that it not be given to the press until the BOS has been made aware of it, and that he wants 1 voice speaking for the committee. RAB asked what proposal the City of Lowell has from BFI, and Mr. Gavriel said that our proposal says "Chelmsford/Lowell", and invited the Board to their meeting on October 7th. He added that the Committee feels

that they may not have the need for a plant with the capacity that BFI has proposed. DJR told them to come back to the BOS and tell them whether the technology is safe and give a maximum size. Mr. Gavriel said that there may be problems with dioxins, but that emissions can be controlled. DJR said that the BOS needs a "Go-No Go" re starting negotiations with Lowell. The Committee asked for permission to pursue other options. Motion JPE, second BAT, unan. to authorize the Blue Ribbon Committee to look into other options, with BFI being considered first. DJR thanked Committee members for a great job so far.

A Public Hearing was held on the application of the Princeton Lounge for a change in premises under their All Alcoholic License. Atty. Joseph Shanahan represented Robert White, owner and manager. He said that Mr. White has owned the restaurant since 1969, that the expansion plan was presented and approved in 1982, they have a new Special Permit from the Board of Appeals. The building is now 12,000 square feet and they want to add 3500 additional square feet for 2 dining rooms, which will change the seating capacity of the restaurant and lounge from 495 to 613. They have adequate parking and septic system, with approval from the Board of Health and the Planning Board. The 28 abutters were all notified of the hearing, and Mr. White has been in business there for 16 years with no problems.

No one present spoke in favor of the expansion. Francis R. Martin, 140 Princeton Street said his main objection is noise, and Atty. Shanahan said that there will not be any less noise. Mr. Martin complained that he can hear the amplification in his home 75 feet away. Atty. Shanahan told him that the area is zoned for entertainment, and that under the zoning by-law 60 decibels is allowed and if the noise level is over that, he will have it lowered, and asked the Board to have it monitored if they want to. Motion JPE, second BAT, to allow the change in premises, with the condition that the entertainment area is in compliance with the zoning by-law re noise decibels. Vote was 4 in favor, 1 abstention (PCH).

Under Reports JPE said that he wanted to congratulate the Highway Department for their work during and after the hurricane. PCH said that all BOS members agree. Motion PCH, second JPE, unan. to send letters to the Highway, Police and Fire Depts. and Mass. Electric and New England Telephone for the outstanding job they did during and after the storm.

JPE said that he would like to thank members of the Chelmsford Garden Club for having sod put down in front of the Town Offices, which was done by Mike Stott the day of the hurricane. Motion JPE, second BAT, to send letter of thanks.

RAB asked about the trees and debris from the storm, and JPE said that residents could bring them to the Water District land off Crooked Spring Road, and would allow commercial trucks to dump if they have a copy of their bill to the owner or the owner is with them. This area will be open from 7:30 am - 2:30 pm through October 7th. PCH said he feels that the Town should have a curbside brush pickup if this is reimbursable by the state. He is to work with the Ex. Sec. on this problem to see if private industry could do it.

Ex. Sec. Reports

The Ex. Sec. reported that he went to a meeting with Sewer Commission member Barry Balan at the Shawmut Bank and that the President has a plan to do away with all tax exempt bonds for communities, which would preventus from selling them as non-profit tax exempt bonds. If passed this would take sewers and resource recovery out of tax exempt bonds.

Motion JPE, second PCH, unan. to accept the report, act accordingly and go to legislators and surrounding Towns. The Ex. Sec. reported that the bill should be finished in the House by October 30, and then go to the Senate. JPE said that the Sewer Commission will do the same thing.

Unfinished Business

Under Unfinished Business, motion JPE, second RAB, unan. to grant a 1-day Auctioneer's License to Herman Hurwitz for October 17.

Motion JPE, second PCH, unan. to award the Highway Dept. bid for line painting as recommended by the Supt. of Streets.

New Business

Under New Business JPE reported that they are waiting for specs on the Dog Pound. Motion JPE, second PCH, unan. to appoint Mary St. Hilaire to the Dog Pound Committee.

DJR reported that the Dept. of Environmental Management needs the name of a representative from Chelmsford for the Bay Belt Circuit. Motion JPE, second PCH, unan. to appoint James McBride.

Adjournment

At 9:45 p.m. motion JPE, second RAB, unan. to adjourn the meeting.

For the Board of Selectmen, by

Judith E. Carter

MINUTES OF THE SELECTMEN'S MEETING
October 21, 1985

Regular meeting of the Board of Selectmen held Monday, October 21, 1985. Members present were: Mr. Ready, Mr. Emerson, Mr. Blomgren. Mr. Howard W. Redfern, Jr., Executive Secretary was also present. Mr. Hart and Miss Towle were absent.

Cub Scouts from Pack 77 were present. They were working on their Citizenship Badges. Mr. Emerson awarded Certificates of Recognition to John Boisvert, Michael Brun, Jeffrey Cancelli, Steven Doole, John Kivlan, Brent Popolizio, Stephen McCall, and William Sweeney, Den Chief of Pack 75.

Motion by Mr. Emerson to approve minutes of September 30, 1985, seconded by Mr. Blomgren, unanimous.

Mr. Emerson reported that the Chelmsford Center Industrial District legislation has passed unanimously through the House and Senate and is sitting on Governor Dukakis' desk for signature. This means that the Town Industrial Area, which is a private entity, can now go for bonding for \$5.6 million at the same rate of interest that the Town gets for their bonding. As promised, this will not cost the taxpayers any money. Mr. Emerson also wanted to publicly thank Senator Carol Amick for all her efforts concerning this bill.

7:35 - New England Telephone Petition - George Gagan was present with a petition to place 345 feet of buried cable on New Town Way to extend telephone facilities to 2 homes under construction. There will be no digging of streets or roadway interference. The Contractor will open trench in soft shoulder out of the way of traffic. Mr. Emerson made a motion to support petition, seconded by Mr. Blomgren, unanimous.

Report by Mr. Blomgren regarding meeting on October 7, 1985 (post-Hurricane Gloria). Mr. Emerson, Mr. Ready and various other members of boards were also present. The meeting dealt mainly with communication, power loss and flooding. Mr. Emerson complimented Mr. Blomgren on a fine job and analysis of the meeting, made a motion to that effect, all in favor, unanimous.

Report by Mr. Blomgren regarding an article in the Lowell Sun on October 2, 1985 concerning the Lighthouse School which was cited by the President and Secretary of Education William Bennett for achievement in support of education under Chapter 766. Mr. Blomgren received material outlining the programs underway at the Lighthouse School. In view of the fact of the national recognition, he recommended the members of the Board visit the school in the next 2-3 weeks. Mr. Redfern will schedule the meeting.

Report by Mr. Blomgren that at the end of Jordan Road the street sign is missing. Recommended a letter be sent to the Highway Department. Suggesting the pole be cemented into the ground. Also the trailer truck is still on Jordan Road, Board should look into matter before it snows.

Mr. Blomgren stated that the number of trucks on North Road in the morning is on the increase. Have the police look into situation, if its a problem, they should work out a solution. Mr. Emerson stated there is a traffic hazard across from the new Technology Park due to poor illumination. Have Officer Daley look into safety factor, perhaps a traffic signal is necessary.

MEMBERS
PRESENT

APPROVAL OF
MINUTES

CHELMSFORD
CENTER
INDUSTRIAL
DISTRICT
LEGISLATION

NEW ENGLAND
TELEPHONE
PETITION
New Town Way

HURRICANE
GLORIA

LIGHTHOUSE
SCHOOL

JORDAN RD.

NORTH RD.

Mr. Blomgren asked that a letter be sent to the Salvation Army regarding their dumpster at Eastgate Plaza. He suggested an increase in pick up, debris everywhere.

SALVATION
ARMY
DUMPSTER

7:40 Purchase of Town Property by Roger Clermont - The land abuts the property of Anna Grant and his property. He wants to make a proper bid. Mr. Ready stated that he would have to get an appraisal, go to town meeting and speak on Article, if more than one bidder, sealed bids. Mr. Emerson stated that the house on the property has been condemned and should be removed. Mr. Clermont will move it away if necessary. Mr. Ready felt the appraiser should be made aware of the house being condemned. Mr. Emerson wanted to know what the cost would be to remove house, suggested talking to the Town Treasurer for certain consideration in figuring back taxes.

ROGER
CLERMONT

Vernon Leterneau was present before the Board. He is interested in purchasing some small lots in back of Crystal Lake off Shore Drive (14 lots approximately 4,700 - 5,000 sq. ft. each). They run along Shore Drive and abut the lake where Stoney Brook comes into lake beyond the spillway. To get to lots, go across dam. All lots claimed by Town for taxes. Mr. Leterneau understands process and will reimburse Town for appraisal.

VERNON
LETERNEAU

7:45 Public Hearing - Increase in Fuel Storage - Bill & Andy's - Mr. Andrew Shuhany was present before the Board. He wants to move 2 3,000 gallon tanks because they protrude slightly onto property formerly owned by Roger Boyd. Mr. Shuhany would like to move them onto own property. The new tanks are made of steel and the Deputy Chief has signed the application for license. New tanks must meet approval of Fire Chief and State Code. Mr. Emerson made a motion to grant approval with the proviso that the Deputy Fire Chief or Chief approve the tanks, seconded by Mr. Blomgren, unanimous. It was further discussed that when renewals come in, must have proof of testing within the last 3-5 years. Notice must be served on all license holders that tanks must be tested by August 1, 1986.

PUBLIC
HEARING -
Bill & Andy's

7:50 Transfer of Class II Auto License - John McCullough was present before the Board representing Vinal Square Motors, Inc., 113 Tyngsboro Road for a transfer of a used car license from James Kerrigan. President and Treasurer is Vincent Popolizio (30 year resident), his son David is clerk. Notice has been served on Registrar of Motor Vehicles. The license currently exists for 21 cars. No expected changes in building or business. The property was transferred on September 16, conditional transfer. Mr. Kerrigan stills owns the corporation known as Elite Motors. Mr. Popolizio will take ownership of license and property. The license is restricted to selling (no repairs) and 21 vehicles. Mr. Emerson made a motion to allow transfer of license, seconded by Mr. Blomgren, unanimous.

TRANSFER OF
CLASS II
VINAL SQUARE
MOTORS, INC.

8:00 Tree Warden - Frank Wojtas was present before the Board to give an update on Hurricane Gloria. The main problem was the disposal of tree stumps. Mr. Wojtas will look into hiring a private entity to dispose of stumps. Mr. McBride said there was a problem with 8 to 10 willow trees down on the conservation greenbelt on Bonanza Road in Old Stage. He wanted to know if trees will be removed or will Town wait for emergency money.

TREE WARDEN
Frank Wojtas

Mr. Wojtas stated that a few residents still had some minor problems. A hearing will be held on Wednesday, October 30 for a determination on the tree in front of Mr. Giles' house. Mr. Wojtas explained the process of taking down a tree on town property that is not dead. A resident will notify Mr. Wojtas, he will then advertise 10 days before the hearing, anyone opposed must appear at the hearing. The Town must follow same procedure. If a tree is dead, it is removed automatically without a hearing. Mr. Redfern asked Mr. Wojtas to give him an update of the outstanding trees. Mr. Wojtas stated that the budget was fine and that he would get to trees on Town property first.

8:15 - Kennedy Shaw was present before the Board to give final talk on personnel study. No corrections to preliminary report. Mr. Ready met with chairman of Personnel Board and School Committee. Personnel Board very supportive, School Committee had no comment. Mr. Shaw hoping for funding. Mr. Shaw will make himself available to Mr. Redfern and will submit final report and bill. Mr. Ready and Mr. Emerson complimented Mr. Shaw on fine job. Motion by Mr. Emerson to accept report, seconded by Mr. Blomgren, unanimous.

KENNEDY
SHAW

8:30 - Recreation Commission - Members from the Recreation Commission were present to discuss Russell Mill funds. Russell Mill agreed to donate \$15,000 in material and Jay Finnegan agreed to donate \$25,000 in equipment with the possibility of constructing a soccer field on the site. Mr. Ready's understanding was that Recreation Commission thought conservation land would be better for a soccer field. They had hinted at land across the street. They spoke to Mr. McBride, Chairman of the Conservation Commission last week. He stated they would have to vote at Town Meeting to ask for legislation to swap land next to Russell Mill for land in Mill Pond Reservation. Other option would be to purchase back from state, but land values are too high. It appears that the funds to develop a field could be used in another area other than the Russell Mill site. The suggestion was made to use the \$15,000 for materials to maintain existing fields, but the \$25,000 in services would be lost. Mr. Ready also indicated that he understood that the \$25,000 in services could be converted to \$15,000 in cash. Mr. McBride said that once the land is put in Conservation, under no circumstances should it be taken out. Mr. McBride will talk with the Environmental Management people to swap the land, he will pursue the matter and would hope to have an answer from them within a few weeks. An extension of the offers was discussed, Mr. Seidel was present from Russell Mill and asked if it would be possible to put down a preference list and where Recreation would spend the money because their membership has to vote on extending the agreement. Mr. Emerson suggested that the Executive Secretary draw up guidelines for the Recreation Commission relative to the use of materials and what the Commission would do with the money and give the alternatives if just cash is accepted. Mr. Emerson made a motion to go forward to ask Town Counsel to go forward to ask for an extension from developer Finnegan and from the Russell Mill Corp. until December 31, 1986 or a mutually agreed upon date from the Conservation Commission concerning the land swap, seconded by Mr. Blomgren, unanimous. Mr. Redfern will put together perimeters for the Recreation Commission regarding legal use of materials and/or money and have the Recreation Commission submit a preference list at the first BOS meeting in December. If it appears to be possible to swap the land, the BOS will include something in Town Meeting.

Recreation then discussed the salary money for the Commission's part-time clerk since the present clerk is now working for the Sewer Commission and is no longer working for the Board of Selectmen and the Recreation Commission. Mr. Emerson made a motion, seconded by Mr. Blomgren, unanimous that the amount of money necessary for the Recreation part-time clerk be requested of the Finance Committee in the form of a Transfer of Funds.

Mr. Ready and the Chairman for the Blue Ribbon Committee went to Lowell to watch the City Counsel in the process of voting in the land swap with Lowell and the 14 acres behind Lowell Ford. Mr. Tulley description of the deal barely mentioned Chelmsford. Blue Ribbon Committee made a presentation to recommend a motion to the Board of Selectmen to take immediate appropriation of the Glenveiw Sand and Gravel site believing it will solve Chelmsford's future solid waste disposal problems. Their reasons are if the Town goes ahead with joint Lowell-Chelmsford-BFI plans, we must have control of property for strong negotiation, or if not, we will need a transfer station lift to ship solid waste elsewhere. They feel this property is in the best interest of the Town. Mr. Emerson felt the Board should take the Blue Ribbon Committee's recommendation to take the land by eminent domain. Discussed the possibility of avoiding eminent domain by requesting Town Counsel to approach property owner and discuss a purchase price, then go to Town Meeting with price. Mr. Emerson made a motion to go to Special Town Meeting no later than January 15, 1986 for a vote by the residents for taking land by eminent domain or purchase, all in favor, unanimous.

BLUE RIBBON
COMMITTEE

Discussion regarding the "Hit List" in the Lowell Sun. Elderly and family housing problems. Construction of a senior citizen center at the end of Groton Road and 2-family duplex, 2 elderly apartments. Package would also include Highland School, North Town Hall and current senior center, which should satisfy EOCD. The Selectmen would pursue this kind of package and zoning changes. Asked that Mr. Redfern set up a meeting with the head of EOCD, Carol Ford. When Mr. Redfern was made aware of "Hit List" on Friday, he called Carol Ford but got no return call. The Town was also funded for a grant last week under Incentive Aid Package but because of "Hit List", Town was taken off funding list. Mr. Redfern distressed because he had to hear about list from the press. We had no communication from EOCD and could not form a defense. Mr. Redfern will set up a meeting with EOCD.

EOCD

Mr. Redfern had a meeting with all department heads including cemetary and center water district regarding the federal law on benefits for paid employees. Law may be amended as of the 15th of November and he will deal with this at that time. Mr. Redfern will keep Board informed as to fringe benefits, overtime, etc. Could have compt time returned.

MEETING WITH
DEPARTMENTS

Mr. Redfern stated that figures have been submitted to the State Civil Defense office in Framingham to receive diaster monies. The Governor has asked the President to declare the area a disaster due to Hurricane Gloria. The special 2 day brush collection cost \$15,000.

CIVIL DEFENSE

Mr. Redfern spoke about the fire at the Mill at Southwell. Cause appeared to be from sparks while cutting and welding, sprinkler system had been shut off. Fireman from Billerica and Tyngsboro responded.

Mr. Redfern asked the Board to approve the appointment of Beth Gibbs to fill the vacancy of Evelyn Newman. Motion made by Mr. Emerson to approve, seconded by Mr. Blomgren, unanimous.

Appointments - Motion by Mr. Emerson to appoint Carl Olssen and Dwight Hayward to the Capital Planning Committee, seconded by Mr. Blomgren, unanimous.

Motion by Mr. Emerson to grant approval for a street light at 179 Turnpike Road as recommended by Officer Daley, pole 62½, MEE pole 201, seconded by Mr. Blomgren, unanimous.

Mr. Emerson made a motion to take the recommendations of Officer Fitts on Regulations regarding the moving of houses, seconded by Mr. Blomgren, unanimous. Mr. Ready made a motion to send a thank you note to Mr. Fitts, seconded by Mr. Emerson, unanimous. NEW BUSINESS

Mr. Emerson asked if anyone had any idea what had happened to the Chelmsford High band. The band has not been to the football games in the past few weeks. Direct any questions to the School Committee. Asked that press publish answer for the public.

The press asked to get copies of Mr. Shaw's final personnel report. Board said they could. PRESS QUESTIONS

Motion by Mr. Emerson to adjourn regular meeting and go into Executive Session for the purpose of collective bargaining, seconded by Mr. Blomgren, all in favor, unanimous. MOTION TO ADJOURN

For the Board of Selectmen, by

Ben A. Liss

Regular Mt. Nov. 12, 1985 Regular meeting of the Board of Selectmen held Tuesday, November 12, 1985. Members present were: Mr. Ready, Miss Towle, Mr. Blomgren and Mr. Hart. Howard Redfern, Executive Secretary, was also present.

Chairman Ready called the meeting to order at 7:30 p.m., stating that Mr. Emerson was absent because he is recovering from surgery and wanted to thank everyone for their cards and flowers.

Minutes Approved Motion BAT, second RAB, unan. to approve the minutes of the meeting of October 21, 1985.

New England Telephone - Petition on Turnpike Rd. Arthur Stratton, New England Telephone Company, was present with a petition to place conduit on Turnpike Road, which will provide additional facilities to Elizabeth Drive and the industrial part. Motion BAT, second RAB, unan. to grant this petition.

Member Reports Under Reports, DJR reported that he, JPE and the Ex. Sec. had attended the Mass. Municipal Association Annual Meeting, and found it quite productive. He had attended a meeting with a rep. from the State Auditor's office and the Town may get some funding to help with the landfill closure. He and JPE met with members of the Billerica BOS and will set up an informal meeting with the Traffic and Safety Committee and UPS re Brick Kiln Road. RAB stated that he had attended the County Commissioners hearing on Brick Kiln Road called by the Billerica Planning Board, but that Mr. Redfern had found a default in the notice, so the hearing was not held and the Planning Board allowed to withdraw without prejudice. The Billerica BOS and Planning Board will be invited to meet with our Board and Planning Board on Thursday.

Roadside Vendor's Licenses Motion BAT, second RAB, unan. to grant the following Roadside Vendor's Licenses for the sale of Christmas trees and wreaths: 1. Chelmsford Jaycees - at Village Square from 8:00 am - 9:00 pm; 2. Chelmsford Little League at Little League Fields on Route 110 - weekends of Dec. 7, 14 and 21 from 9:00 am - 9:00 pm; 3. Donald Faulkenham at Waite's Farm from Dec. 1 - Dec. 25, 9:00 am - 9:00 p.m.

Reports (cont'd) DJR also reported that the Traffic and Safety Committee has discussed the Route 110 project and signalization is 75% set, and it will take one year to complete construction.

He reported that UPS has stated with their plans for Brick Kiln Road that they will cooperate with the Chelmsford and Billerica Selectmen and Planning Boards.

DJR said that the Traffic and Safety Committee had discussed the intersection of Hunt and Littleton Roads, due to much citizen concern, and that the traffic engineer from NMAC was present and said that the intersection does not warrant signalization. Motion BAT, second RAB, unan. to go to the Highway Dept. and Tree Warden to have the intersection cleaned up and trees cut down to improve visibility.

The Ex. Sec. joined the meeting at 7:45 p.m. and noted that a report had been received from the Highway Supt. on this matter. It was also agreed that the Town Engineer should be involved in this project. PCH recommended that the Engineer be asked to draw a layout, and DJR said that this is the #2 priority for the NMAC Engineer - that his #1 priority is eliminating the bad curves on Riverneck Road. PCH said that our Engineer should look at the mound of dirt and also determine if the trees are on Town property, and that he understood that Mr. Demogenes has had a traffic count done.

58. H. 11-17-85

DJR reported that the Traffic and Safety Committee wants new 8' Member high letters indicating "Stop Sign" on Route 129 near the inter- Reports section of Golden Cove Road. Motion BAT, second RAB, unan. to re- (cont'd) quest the Highway Dept. to do so.

PCH reported that traffic on Parkhurst Road is backing up now that the new Rourke bridge is opened and he feels that a light at North and Parkhurst Roads will be necessary. We also need a light in the Center, and he would like to put articles on the ATM Warrant for both these lights.

DJR noted that lights in the Center were part of a package that was rejected at ATM, and that Parkhurst Road lights would be at least \$125,000 and should go to the Capital Planning Committee. PCH stated that there are 6 or 7 major intersections in Town that all need signalization, and DJR said that this would take 5 years. DJR suggested adopting the policy that each year we ask for money for engineering design for 1 intersection and for full funding for another one. PCH said that we may want to take the 6 or 7 major ones and go for bonding.

DJR said that the Traffic and Safety Committee is meeting the first week in December and they will ask for priorities then and also ask SEA for estimated costs.

DJR said that he has met with the FinCom and they will support funding for a trip to Germany. The Blue Ribbon Committee wants to send 3 members and Howard Redfern, representing the BOS, to Germany to check out an American Ref- Fuel plant in operation. Motion BAT, second RAB, unan. to do so. DJR noted that BFI can't pay for transportation but possibly for meals and lodging. PCH noted that this is a very important issue and that the Town should spend money on it, if necessary.

DJR said he had met with the School Committee re plans for the North School and to refresh memories on the site plan. He asked them to turn over the Highland School, and also wants to get the North Town Hall and Drop-In Center, all to be used for scattered site family housing. The School Committee has voted to turn over 2 parcels, and the Housing Authority thinks the School Committee can turn over the entire property and wants Town Counsel to draw up articles for the ATM Warrant. We need to re-negotiate the Memo of Understanding with E.O.C.D., and look for a density of use bonus (carrot) with RM zoning. Motion BAT, second RAB, unan. to approve the concept of the Chairmen of the BOS, CHA and Planning Board negotiating with E.O.C.D.

DJR reported that at the Cable 43 telethon last spring the goal was to raise \$14,000 for a new van for cable TV equipment. Lowell Ford has donated a van to be used by Cable 43. He wants to thank Lowell Ford for their donation, and motion BAT, second RAB, unan. to send a letter of appreciation. Patt Moser has a list of surplus equipment and wants the list sent to all departments to see if they would want anything on it. Motion BAT, second RAB, unan. to send a letter to all departments asking if they have equipment to dispose of, and if there is surplus equipment that no one wants, then have a Yard Sale.

DJR noted that donations to the Senior Building Center may be sent to: P. O. Box 2007, North Chelmsford, MA 01863.

School
Committee
Article

A letter was received from the School Committee asking for an article on the upcoming STM Warrant for an additional \$127,858 for Ch. 766 Motion BAT, second RAB, unan. to invite them to the Nov. 25 meeting for discussion of this article.

New Business

DJR reported that the street and cellar at 9 Queen Street are full of water every time we get heavy rain. Motion BAT, second RAB. unan. to go the FinCom for a transfer for the Highway Dept. to rectify this problem. PCH commented that we are going to have to find money for a drainage account every year.

It was announced that Lowell Cable TV is now showing the Disney channel.

DJR announced that the Mass. DPW is holding a public hearing on November 13 re the environmental impact of a permanent bridge across the Merrimack, and urged all interested citizens to attend.

BAT stated that she had read in The Beacon that all votes in Executive Session must be Roll Call votes.

Appointments

Motion BAT, second RAB, unan. to appoint Robert Villare and Linda Hanlon to the Auxiliary Police Dept.

Motion BAT second RAB, to place in nomination the names of Charles McArthur and Leo Daly for the position of Alternate Building Inspector. Mr. Redfern stated that Mr. McArthur has working knowledge of zoning in Chelmsford. The vote was 4 in favor of Mr. McArthur.

New Business

Motion BAT, second RAB, unan. to write to Emile Dumont asking him to attend the Board's next meeting to present his plans for expansion and to discuss the hotel/motel tax, and also to present the recommendations from the Police, Fire and Auxiliary Building Inspector.

Under New Business, motion BAT, second RAB, unan. to tell reps. from the Boy Scouts that the Board wants them present at the next meeting to discuss conditions at the East School.

BAT asked about the status of Riverneck Road - that it is dug up and there are potholes all over. The Ex. Sec. said that the Supt. of Streets has told them to do temporary patches. He is to check street opening deadlines with Mr. Gray.

RAB stated that a Town resident has had deer killed by dogs in 1984 and should be re-imbursed for them. The matter has gone to Town Counsel and motion RAB, second BAT, unan. that the Ex. Sec. have the matter settled quickly, that the re-imburement should be under \$300

RAB said he wants to compliment Mr. Redfern on his knowledge of the law today at the County Commissioners' hearing.

At 9:55 p.m. motion BAT, second RAB, to adjourn to Executive Session for the purpose of discussing strategy with regard to collective bargaining. Roll Call vote was as follows: BAT-Aye; RAB-Aye; PCH-Aye; DJR-Aye. Chairman Ready announced that there will be no release after the session.

For the Board of Selectmen, by

Judith E. Carter

Regular meeting of the Board of Selectmen held Monday, November 25, 1985. Members present were: Mr. Ready, Mr. Emerson, Miss Towle, Mr. Blomgren and Mr. Hart. Howard W. Redfern, Jr. Executive Secretary, was also present. Reg. Mtg. Nov. 25, 1985

DEC 17 4 48 PM '85

Chairman Ready called the meeting to order at 7:30 p.m.

Motion JPE, second BAT, unan. to proclaim Sunday, December 1, 1985 as Light a Candle Day in Chelmsford. Accepting the proclamation were: Nancy Leonard, Dana Caffelle and Richard Lahue. It was noted that donations to the Committee may be sent to: Nancy Leonard, 16 Wagontail Road. Proclamati

Motion JPE, second BAT, unan. to approve the minutes of the Nov. 12, 1985 meeting.

Jim Denham, Mass. Electric Company, was present with a petition to install underground conduit underground, off the road, to serve two new homes off New Town Way. Motion JPE, second BAT, unan. to approve. His second petition was to run 600 feet of cable under Marshall

Member
Reports
cont'd

DJR reported that he had attended a Conservation Commission meeting on Tuesday as BOS liaison. They were discussing Hildreth Street, where 4 duplexes have been built. He asked the Ex. Sec. to check to see if Hildreth Street is accepted, and to what point on the street. He is concerned that the Town will have to put in a turnaround, and what options does the Board have.

DJR reported that Lowell Cablevision has sent their annual rate increase notice, and he has met with them. They told him that the increase is due to increased fees, employee benefits and auto insurance. He explained the different increases, noting that they will be adding a sports channel in December, and that the average bill will increase from \$26.61 to \$27.87 per month.

Motion RAB, second JPE, unan. that the BOS work with the Cable TV Commission to express our dissatisfaction with the rate increases, send them the same letter as last year. and ask if the new manager would consider giving some type of discount to senior citizens.

JPE reported that he wishes to thank everyone for the cards, flowers and fruit baskets sent to him during his recent hospitalization.

RAB reported that we have received a letter from the MMA stating that they are implementing the VAC system, and said he wanted to commend Mr. Redfern and Deputy Chief Fitts for their work in this area. He noted that Dracut's new Town Manager has started and they are trying to improve their overall services to the Community, and the League of Women Voters in Chelmsford would take on a charter review for a project if supported by the BOS. JPE said he would support an educational process, but not a petition drive. DJR commented that things have been changing in the last 5 years, and that it is time to start looking at ways of becoming more professional, and would support a letter to that effect. RAB said that he has several hundred signatures already, if it comes to a petition drive, and the Ex. Sec. was asked to draft a letter to the LWV as soon as possible, so that the LWV could include it in their forthcoming news bulletin.

PCH commented that he is opposed to a Town Manager form of government and that no more work needs to be done than 10 - 15 years ago. He feels that we have had some good people, first with Norman Thidemann and now with Howard Redfern, and don't need more government, that we are doing a good job now. DJR said that the LWV has to educate themselves, then educate the Board and both together educate the Townspeople. He feels that we do need a charter, and maybe the same form of government that we have now, and he is supportive of the education process. JPE said that he agrees with DJR, that education may bring a charter change, but not necessarily. Motion RAB to send a letter to Barbara Ward and the League stating that the BOS supports the LWV taking the issue of charter review and perhaps a subsequent petition drive on as a fall/spring project. JPE said he would second the motion if the phrase involving a petition drive was omitted. BAT agreed. RAB amended motion to drop petition drive, second JPE. Vote was 4 to 1 in favor of sending the letter, PCH opposed.

Mr. Emile Dumont was not present for his appointment with the Board due to the fact that he had changed attorneys.

Petition re
Closing of
Alpine Lane

Mike Vatalaro presented a petition to the Board protesting the closing off of Alpine Lane, stating that at first he and other residents had thought it was only being closed during construction and now find that it is being closed permanently. He showed the Board 3 maps put out by local businesses that show Alpine Lane as a through street, and asked that the Planning Board look at the original plan submitted by Mr. Emerson in 1960. He quoted a letter

from the Police Dept. to the Planning Board, and requested a report from the Police Dept. as to the number of accidents at that location since Alpine Lane was closed. He requested that the Town offer to purchase that portion of Alpine Lane, or take it by eminent domain. DJR said that the Board would not do either without Town Meeting approval. JPE and BAT agreed. RAB said he is disappointed in the property owner, that he thinks this action is a reasonable thing to hope for, and wishes that the BOS could see the plan, and feels they should do something for the Town. Mary Vatalaro submitted a list of 37 certified voters who opposed the closing. PCH stated that the Board needs to look at both sides of the question, and that it was never actually a road, only access to the Parlmont Plaza parking lot. DJR said that the BOS could act as mediator between the different parties. Motion JPE, second BAT, unan. to table this discussion until the next meeting on Dec. 9th. when Mr. Dumont is present.

Carl Olsson, Chairman School Committee, Supt. Alan Bradshaw and Dr. Robert Zollo were present to discuss the School Committee's request for an article to be included on the warrant for the upcoming Special Town Meeting to put \$127,000+ in their budget to cover a shortfall, for tuition monies to send special needs students to schools outside of Town. Dr. Zolla presented a copy of a report he had prepared for the School Committee, and explained that the Town has to provide this care under Chapter 766, and that when the budget is prepared they cannot predict how many students may be moving into Town who have special needs. Mr. Olsson commented that the child must be paid for by the community he is budgeted for until the next budget season.

Meeting with
School Comm.
re

Warrant
Article

DJR recommended that they check with the State Auditor's Office re mandates since Prop. 2½ took effect, and also partial payments for the years prior to Prop. 2½.

Robert Scharn, owner of Town Meeting Restaurant was present and Chairman Ready presented him with a framed key to the Town in appreciation of the \$100 donated to the Cable TV Telethon.

Presentation
of Key to To
to TownMtg.

The Ex. Sec. reported that the Council on Aging needs \$500 to rent a van for 2 weeks while their own van is having its engine repaired. JPE reported that he has been in touch with the LRTA and Robert Maguire has told him that the Town will receive a new van in the next round of funding. Motion JPE, second BAT, unan. to support the Ex. Sec.'s request for a \$500 Request for Transfer from the Reserve Fund.

Ex. Sec.
Reports

He reported that he has received reports from the Highway Supt. and Town Engineer re the intersection of Hunt and Littleton Roads, and we need to petition the Tree Warden to have the large oak tree removed. Motion JPE, second BAT, unan. to petition the Tree Warden.

He reported that the Safety Officer has noticed a large dead tree at the intersection of Parker Road and Boston Road, and would like the Board to declare the tree a hazard and have it removed. Motion JPE, second BAT, unan. to do so.

Motion JPE, second BAT, to approve the change in manager at Howard Johnson's from John Perdakis to John Kelly. Vote was 4 in favor, 1 abstention (PCH). Unfinished Business

Motion JPE, second BAT, unan. to grant a 1-day All Alcoholic License to St. John's Church for December 6. Vote was 4 in favor, 1 abstention (PCH).

Appointments Motion JPE, second BAT, unan. to appoint Helen Judge, Carolee Hill and Dawn Sihpol to the Holiday Decorations Committee.

New Business Motion BAT, second JPE, unan. to send a letter of congratulations to Police Chief McKeon on being elected Sergeant at Arms of the Mass. Police Chiefs Association.

Motion BAT, second JPE, unan. to send a letter of congratulations to the CHS girls' volleyball team for winning the State Championship and a Certificate of Appreciation to each member and the coaches.

RAB asked again about the trailer truck on School Street, and JPE said that the Building Inspector was going to send a Registered letter stating that the truck will be moved at the owner's expense and that the owner is at Nichols Ice Cream, Boston Road, Lowell. The Ex. Sec. will meet with the Bldg. Insp. to have this moved as soon as possible.

PCH stated that people in the Westlands are concerned about a 2-lot subdivision on the southerly side of Stedman Street (Bayberry Drive) that is in a wet area. DJR said that the Conservation Commission has issued a Cease and Desist order because they are building a 30' wide road rather than the 14' driveway shown on the plans.

Motion PCH, second BAT, unan. to send a letter from the Board to the Consv. Comm. to see if they have received any bond.

RAB asked the Ex. Sec. to see if either the Planning Board or the Consv. Comm. is holding any bond on the project.

PCH commented that the majority of the land left in Town is non-buildable, and developers are spending much money to fill, then developing and making a lot of money, leaving the Town with future problems.

Motion PCH, second RAB, to send letters to the Planning Board, Conservation Commission, Board of Appeals and Board of Health and ask what plans they have to control building on marginal land in the future. Vote was 4 in favor, 1 opposed (JPE).

Adjourn to
Executive
Session

At 9:25 p.m. motion JPE, second BAT, to adjourn to Executive Session to discuss strategy with regard to collective bargaining. Roll Call vote was as follows: JPE-Aye; BAT-Aye; RAB-Aye; PCH-Aye; DJR-Aye. The Chairman announced that there will be no announcements after the session.

For the Board of Selectmen, by

Judge E. Carter

town clerk

RECEIVED

JAN 13 10 38 AM '86

TOWN CLERK
MARY E. J. BLAKE
TOWN CLERK

Reg. BOS
Mtg.
Dec. 9, 1985

Regular meeting of the Board of Selectmen held Monday, December 9, 1985. Members present were: Mr. Ready, Mr. Emerson, Miss Towle and Mr. Blomgren. Mr. Hart was absent due to business. The Executive Secretary was away on business.

Mtg. with
League of
Women Voters

Barbara Ward, President, and other members of the League of Women Voters were present to ask direction from the Board in their charter review. RAB said that he had tried to take on an educational charter reform by himself, but needs the LWV to tell the Board what charter reform is all about. He added that he hopes all Board members will help, and that he has received charters from all the Towns in Mass. DJR stated that he and JPE had been involved in educating the public on sewerage and that we will certainly have to do a lot of educating on charters. He said that to him, charter is home rule, and not necessarily a Town Manager and abolishing Town Meeting. JPE said he agrees with DJR, and wants to work with the LWV to educate the public. BAT added that Mr. Blomgren had certainly picked the right group to help with the educational process.

Ms. Ward stated that the LWV's strong suit is education, that they had done a study in 1970/80 and does favor a Town Manager and open Town Meeting. She said that possibly they could custom tailor a charter for the Town, and asked if the Board has any time frame. DJR said not yet, that we want to educate the public as to what a charter is. Ms. Ward said that they want to fully utilize the media, Cable 43, newspapers, etc. DJR said that we are the largest Town in the state with open annual Town Meeting, and JPE added that the MMA says we are one of the 3 best towns in the state.. RAB then spoke (not as a Selectman) saying that the first step would be education, then the petition issue, and if a Charter Commission were formed it would have 16 - 18 months to report back. Ms. Ward said that the League could have nothing done by January, would not have time for a non-binding question for the April ballot, but could have something ready by June for the fall elections.

Mtg. with
LWV re
Charter
Reform

Ms. Ward then asked about the Resource Recovery Committee, and said that LWV members would like to hear the report from the group that made the trip to Germany, when the Blue Ribbon Committee and the BOS hear the report.

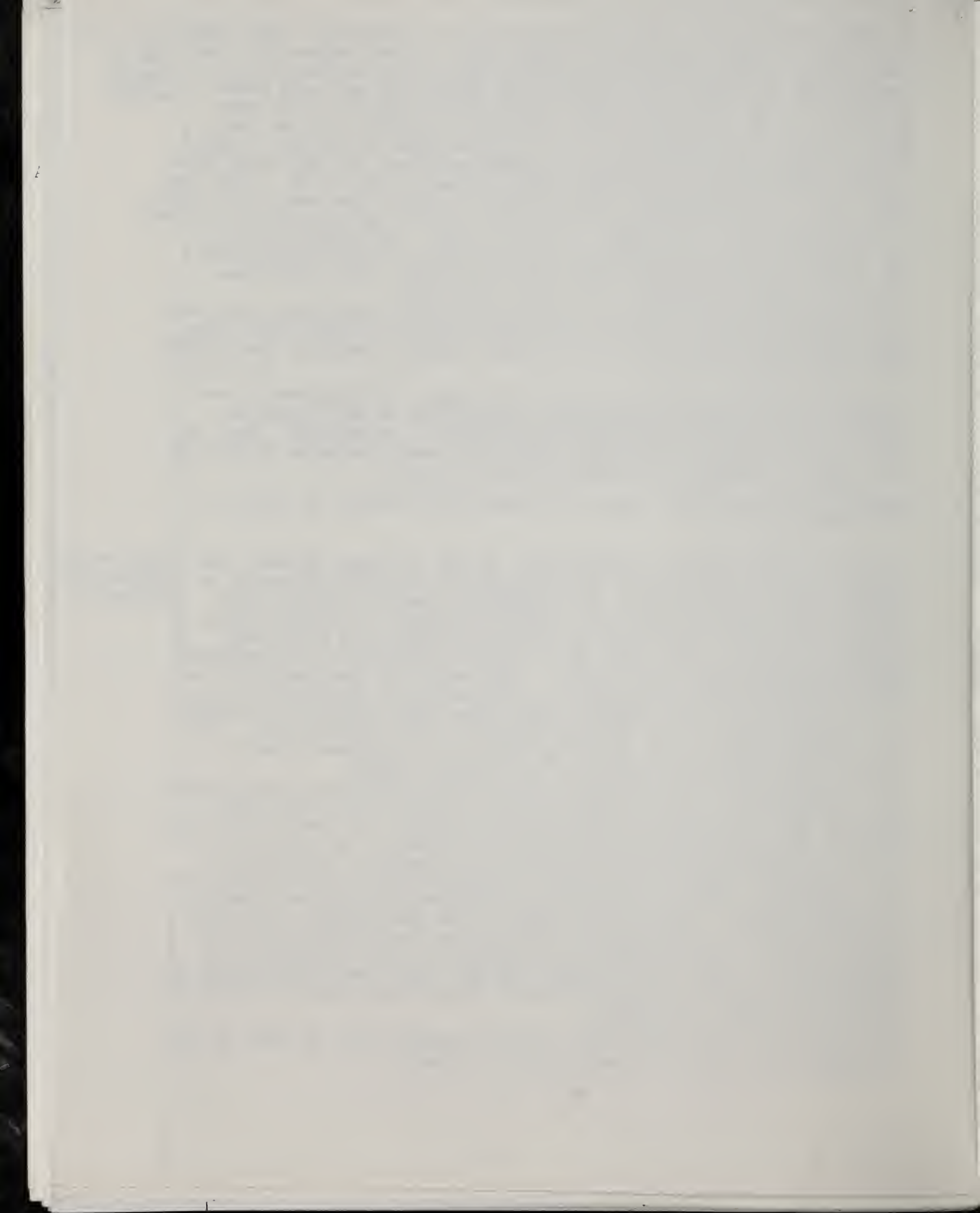
Ms. Ward then told the Board that the League has published a new handbook on the Town and requested permission to sell these at Special and Annual Town Meeting. Motion JPE, second BAT, unan. to allow them to do so. She also added that Town residents could join the league by sending a check for \$30.00 to her.

Motion JPE, second BAT, unan. to approve the minutes of the Nov. 25th meeting.

During the Open Session Michael Cox, 26 Mt. Pleasant Street, and several other residents of the Quigley Ave. area were present to question the establishment of a Cambodian Temple on Quigley Ave. stating that the residents are concerned about the safety factor in the neighborhood, that they have narrow streets and not enough parking, and he read a copy of a complaint signed by the residents which he submitted to the Board. DJR said that the residents were not notified because a church is permitted in a residential area. Mr. Cox said that the neighbors have been monitoring this building for 20 years and have a list of questions that concern them. DJR told him to leave the list and he will have responses drawn up through the Executive Secretary and various Boards. Mr. Cox addressed the question of increased traffic in the neighborhood already, due to the renovation of the Mill, the new bridge opening, the expansion to the Princeton Lounge, and said that these streets are already being used as cross streets. He said that in the past neighbors have been informed of change in ownership of this building, and DJR said that is probably because they have been non-conforming uses.. Mr. Cox also asked why no occupancy permit had been issued. JPE told him that he and RAB have met with the various dept. heads involved, and that he can't answer all the questions now. He said that the church will have to follow all regulations, as does any church, and that they are working with the Building Inspector, Board of Health, and Police and Fire Chiefs to correct any code violations.

Open Session
Quigley Ave
Residents

The Board also told them that a public hearing will be held on the occupancy and use of the building as a temple.



Closing of
Alpine Lane

Mike Vatalaro, 188 Westford Street, read to the BOS statements on signed petitions asking the Town to take the Alpine Lane land by eminent domain, and then read a petition to the BOS asking them to place an article on the next Special or Annual Town Meeting warrant. DJR read a letter from Town Counsel on eminent domain, stating that the Town has shown no interest in the land and would not be taking it for a valid, umunicipal service but for the convenience of residents. Motion JPE, second BAT, unan. to refer the petition to Town Counsel.

B. Lynch -
Update on
Southwell
Field

Bernard Lynch was present to give the Board an update on the Southwell Field project, stating that the Town has received an additional \$12, for a total of \$471,000, which also includes \$15,000 from TGB Development (Williamsburg Condos). He explained the delays in the project archaeological and environmental testing, etc. and added that they are going to the Conservation Commission in December or January, have finished with the Army Corps of Engineers, will be going out for bid in January will award the bid in March and start construction. He is hoping the boat ramp will be ready in June, the adult softball field in July and final completion of the facility in Sept. - October. Motion JPE, second BAT, unan. to extend Mr. Lynch's contract with the Town through Sept. 1, 1986. RAB commented that delays do cost money, and Mr. Lynch said that there will be no handball courts, and maybe not tennis courts. DJR commented that we have had donations of time and service on this project.

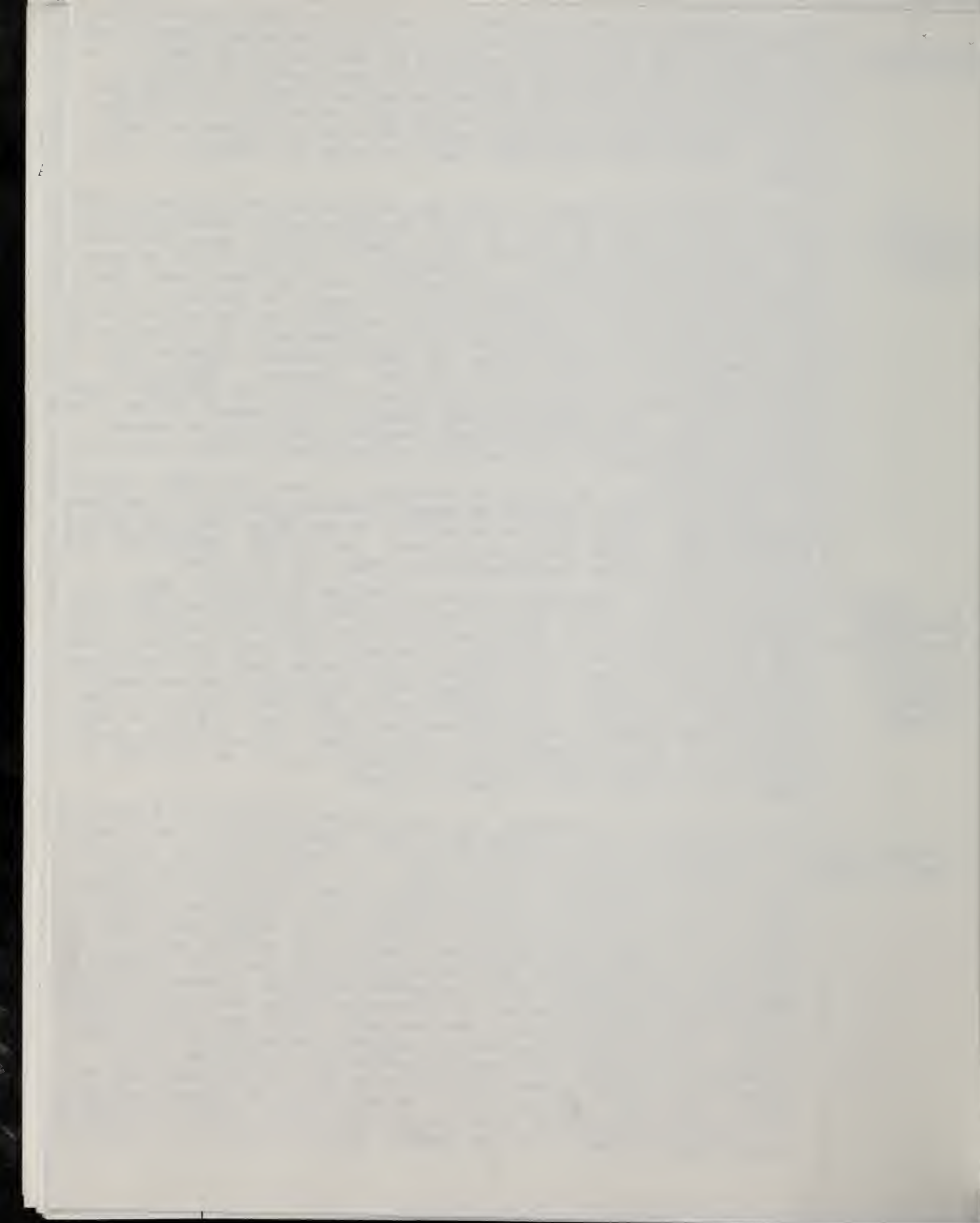
Mr. Lynch said that he has been discussing grants with NMAC, and that they have received a \$50,000 strategic planning grant for a regional housing study. This will be at no cost to the Town, and they hope to have all surrounding towns participate. Motion JPE, second BAT, unan. that the Town act as co-applicant with NMAC for this grant.

No. Chelms-
ford Auto
Parts Class
III Auto
Dealer's
License
Renewal

Charles D'Angelo, President, North Chelmsford Auto Parts, was present for the Public Hearing on the renewal of his Class III Auto Dealer's license. DJR read a memo from the Building Inspector stating that he has had fewer complaints this year, but there are still complaints about the gates on Sleeper Street being open and trucks parking on Sleeper Street. Mr. D'Angelo said that the gates are opened only when a long truck is being loaded or unloaded. DJR said that he has seen improvements over the past few years, and told Mr. D'Angelo that we may need an easement for sewer pipes across his property, which Mr. D'Angelo said he would be glad to grant. Motion JPE, second BAT, unan. to renew this license for 1986.

Ardprop Inc.
Fuel Increase

Attorney Joseph B. Shanahan, Jr. was present representing Peter Frascia of Ardprop, Inc. 100 Drum Hill Road (former Sunoco). He submitted an affidavit and Return Receipt cards, and said that they are asking for 3 changes in the service station: 1. add an additional bay for repairs; 2. construct a small kiosk on one island for attendants so they will not have to cross the traffic lanes (suggested by the Fire Dept.) and 3. increase storage capacity. He stated that there is currently 1 1,800 tank aboveground, which they want to keep; there are presently 4 6,000 gallon tanks underground and they want to keep 1 of these tanks for diesel fuel, and remove the other 3 tanks, to be replaced with 3 new 10,000 gallon fiberglass tanks, for a total capacity of 36,000 gals. underground. The new tanks would mean fewer deliveries. He said that the Board of Appeals had approved a variance in October, provided that they add additional screening. JPE asked if any traps or monitoring devices will be installed and Mr. Frascia said that could be done. He said that the diesel tank is over 3 - 4 years old, and DJR told him that BOS policy calls for tanks to be tested every 3 years. No one present spoke in favor of or opposition.



to this application. Motion JPE, second BAT, unan. to grant approval of the increase and change in building, with the stipulation that a monitoring well or 2 is installed and the diesel tank is tested.

Attorney James Geary was present requesting the transfer of the ownership of North Chelmsford Wine & Liquors from William Powers to Two Charles, Inc., Charles and Jean Parlee. Mr. Powers wants to sell the store to the Parlees, with their daughter Charlene Creegan to act as manager. The outside has been remodeled, and interior changes will cost app. \$75,000. DJR asked for documentaion and Mr. Geary said there is a Purchase and Sale Agreement, and Atty. Shanahan said he represents Mr. Powers, who definitely wants to sell. There will be the same physical square footage, with all new refrigeration and more self service than is presently there. No one present spoke in favor of or opposition to this transfer. DJR said that the BOS has a new policy to not vote on liquor licenses until the following meeting after an application has been presented. Mr. Geary said that time constraints will cause a hardship, since they would like to complete the transfer before January 1st. Motion JPE, second BAT, unan. to approve the transfer.

Transfer of
Ownership
North Chel
Wine &
Liquors

Motion JPE, second BAT, . to adopt the policy of not voting any action on liquor licenses until the next meeting of the Board. Vote was 3 in favor, 1 opposed (RAB).

Board Pol

A Public Hearing was held on the application of Chelmsford House of Pizza and Seafood for a Wine and Malt Beverages license. Attorney Geary represented Anastasios Doukas, who has been in business at that location for 10 years. Mr. Parlee is paying for exterior changes to the building, and Mr. Doukas will spend app. \$45,000 for interior changes to turn the business into a restaurant, not a take out. All beer and wine will be served at tables, and there will be 50 seats on two levels. Although Mr. Doukas has been there 10 years, he has had no experience dispensing beer and wine and he would ask that the Police Dept. or the Executive Secretary check the establishment in April and September. Hours of operation requested are 11:00 am - 11:00 pm seven days a week. Mr. Doukas spoke in favor of the application. Speaking in opposition was Attorney Shanahan, only because his clients William and Delores Kirk, owners of Cedar House, were denied a beer and wine retail store license on Sept. 9, based on the fact that Board members thought there were too many licenses already in the area (Bruno's and the Meadow Lounge). His clients are to appeal the Board's decision before the ABCC on Jan. 14, 1986 and he would not want the granting of a license to Mr. Doukas to hurt his clients, although they basically support him. DJR said that the Board will vote on this application at their next meeting.

Pub. Hrg.
Chelmsfor
House of
Pizza -
Beer & W
License

A Public Hearing on the All Alcoholic License held by American Legion Post 313 had been requested by the Chelmsford Police Dept. Deputy Chief Pennryn Fitts presented the Town's side, stating that on April 26, 1985 the Police Dept. found the Legion running a Monte Carlo night without permits. Complaints were taken out against Legion employee Bruce Neild, who paid court fines and costs.. He said that they have given many warnings to the Legion Post in the past, and that the Town Clerk held a hearing on their Raffle Permit in 1982 and suspended it for 6 months. The Police Chief is recommending that the Board suspend their liquor license for 15 days.

American
Legion
License

Am. Legion
cont'd

Attorney Joseph B. Shanahan Jr. represented the Am. Legion, stating that the Post has 203 veterans as members. He explained that what the need for a Monte Carlo night is to go to the Town Clerk and pull a permit. They had their raffle permit suspended for 6 months in 1982, and then in 1983 their permit was suspended for 3 years. On April 26, 1985 the Chelmsford Softball League rented their function room for a banquet, which was not sponsored by the Legion. Two members of the League asked Bruce Neild for their Monte Carlo tables and he brought them up from the basement. The Police Dept. sent 6 officers to investigate. \$70.00 had been made at the tables, they were ordered to close down, but there were no arrests. Mr. Neild received summonses for 3 charges, 1 was dropped, the matter continued and Mr. Neild paid \$100 on each of 2 charges. Deputy Chief Fitts sent a letter to the Lottery Commission asking if the Legion had paid the tax to them, and the Legion paid the \$3.50 tax. Atty. Shanahan said that this is not a Legion problem but the indiscretion of an employee. He said that the law was broken through a technicality, and that it is not worthy of a 15-day suspension. The Legion is a non-profit organization and Monte Carlo nights do not make money for the Post but for Veterans' groups.

The liquor license is now their only source of income, and he recommended that the BOS write a letter of reprimand to the Post, with a copy to the Town Clerk. Their raffle permit was pulled for 3 years because of this incident.

Speaking in favor of the Legion not losing their liquor license were Commander Gallagher, Herbert A. Lyons, Jr., Eldridge Hawes, Anthony Silka, Nicholas Capuano, Francis J. O'Neil, Elmer Orwell, David Eacron and Jim O'Brien.

Chairman Ready then closed the hearing and said that the Board will vote at its next meeting.

Expansion
of Heritage
Inn

Attorney Shanahan then showed plans for the expansion of the Heritage Inn, representing the owners Emile and Maureen Dumont. He said that they have done so well during the last 2 years that they now find that the lounge and dining room space is inadequate, and the hotel is generally filled to maximum capacity. George Page put the Alpine Lane Bowling Alley property on the market a year ago for \$1.5 million, and Mr. Dumont bought it and closed the bowling alley. He has spent the last 10 months having plans drawn, and there will be a total of 135 more guest rooms, an additional 409 parking spaces, and a partial parking deck, which will be 13½ feet high, rather than the original 10 feet to accommodate the new ladder truck for the Fire Dept. There will also be a large function room, which the Town needs. It will cost approximately \$1 million to construct, including the cost of the land. They have filed a Site Plan with the Planning Board, and have approval from the Police and Fire Depts. They will be going before the Board of Appeals. Atty. Shanahan continued that there appear to be 2 issues - the closing of Alpine Lane for public access and parking for the Hong & Kong Road. 250 feet of the land used by the public is a right of way, with half being owned by Dr. Gruber and half by Charles Parlee. Mr. Dumont has tried to find a way to keep the roadway open but cannot. It would cost the Town \$236,000 to take the land by eminent domain, \$120,000 to put back a road and approximately \$400,000 to pay Mr. Dumont for his loss of value. Regarding parking for the Hong & Kong, Mr. Dumont and Mr. Parlee originally sold them 20,000 sq. ft of land. They then expanded and need 75 - 100 parking spaces and have only 10 - 15. They have been allowing parking illegally at Alpine Lane Bowling Alley. Mr. Shanahan said he is trying to work out something with James Geary, attorney for Hong & Kong. The Board thanked Mr. Shanahan for his presentation.

Mr. Shanahan then said that he had talked with Mr. Dumont and the Kelley family at Howard Johnson's about the proposed hotel/motel tax. They feel that another tax is unnecessary, but if Lowell and Westford go to it, they will. He added that no other municipalities have accepted it yet except Boston.

Hotel/Motel
Tax

At 10:05 p.m. the Board took a 10-minute recess.

Recess

At 10:15 p.m. the Board reconvened. Motion JPE, second BAT, unan. to hold the next meeting on January 6, 1986.

Reconvene

Under Reports, DJR asked that the office write to the State DPW to asking why signs for the Lowell Hilton are still on Rte. 495.

Member Re-
ports

JPE read a letter from the LRTA stating that a new van for the Town is due in the late spring of 1986, and that we are now using a leased vehicle.

RAB asked if salt and sand are supposed to be mixed for use on the roads, and JPE said that Weston and Sampson are sending a formula for the Town. RAB asked that a letter be sent to the State asking why they are using straight salt on some roads in Town.

RAB asked that a letter be sent to the Dog Pound Committee with a copy to Deputy Fitts asking for their recommendations re a small cage for cats, etc.

Under Unfinished Business, motion JPE, second BAT, unan. to approve the renewal of all Common Victualler, Class II Auto Dealers, Theatres, Weekday Entertainment, Taxi, Automatic Amusement and Auctioneer's licenses as on the list prepared by the office.

Unfinishe
Business

Motion JPE, second BAT, unan. to approve the renewal of all the alcoholic licenses as listed by the office, subject to favorable reports by the Building Inspector and Fire Safety Officer, and subject to payment of all taxes due the Town.

License
Renewal

Motion JPE, second BAT, unan. to appoint George Feltzer, Tyngsboro, to the Auxiliary Police Dept.

Appointme

Motion JPE, second BAT, unan. to appoint Dennis George to the Insurance Advisory Committee.

Motion JPE, second BAT, unan. to follow the Safety Officer's recommendations for lighting at Hunt and Littleton Roads.

Motion JPE, second BAT, unan. to grant a 1-day Auctioneer's license to Herman Hurwitz for January 23, 1986.

JPE commented on the hazardous waste spill at the old Japenamela plant over the weekend and wants to commend Sgt. Frank Roark of the Police Dept. and Civil Defense Director Walter Hedlund for their prompt, efficient action. Motion JPE, second BAT, unan. to send a letter of commendation to Sgt. Roark.

New
Business

BAT requested that a rep. of the Boy Scouts be present at the next meeting to discuss conditions at the East School.

Motion RAB, second BAT, unan. to close the Town Offices at 12 noon on Tuesday, Dec. 24th, and to have this announced by the media.

He also requested that the office determine if salt and sand are available at McCarthy Junior High for use by residents, and if so, have this announced by the media.

New Business

Motion RAB, second BAT, unan. to send a letter to the Holiday Decorations Committee thanking them for a job well done, and tell them that the BOS will try to help them next year so that maybe more areas of Town can be decorated.

RAB said he had received a petition from Mill Road/Freeman Road residents, and he feels that this may be a possible priority for the Annual Town Meeting. He would like to have Harold Gray and Jim Pearson look into this, since the problem will get worse with the new subdivision in that area. Motion JPE, second RAB, unan. to make it a priority to have them determine the seriousness of the problem, and send a copy of the memo to the top name on the list.

Motion JPE, second BAT, unan. to authorize Harold Gray to enter into a lease agreement for a caterpillar grader for 3 months on an emerger basis.

Adjournment At 10:30 p.m. motion JPE, second BAT, unan. to adjourn the meeting.

For the Board of Selectmen, by

Judith E. Carter

town clerk

RECEIVED

JAN 29 2 51 PM '86

TOWN OF
MARY E. ST. HILAIRE
TOWN CLERK

Members Present	Regular meeting of the Board of Selectmen held Monday, January 6, 1986. Members present were: Mr. Ready, Mr. Emerson, Miss Towle, Mr. Blomgren and Mr. Hart. Howard W. Redfern, Jr. Executive Secretary, was also present.
Open Session	
Fairbanks Rd.	During the Open Session John Kaelin, 22 Fairbanks Road spoke to the Board about a problem he has with a dirt road running between Village View, Brentwood Road and Garvey's Pond. This road is used by 4-wheel vehicles and dirt bikes, which speed excessively, and is also used by children and older people walking their dogs. The vehicles come speeding out of the dirt road onto the cul-de-sac on Fairbanks Road. Mr. Kaelin asked if there is any possibility of blocking off the entrances to the dirt road with boulders provided by the Town. He added that some of the property is private, and he knows that some of it is owned by Mr. Loiselle, who apparently has given people permission to use it. He stated that he has had to call the Police Dept. on several occasions and they have been very cooperative, and have spoken with violators. JPE asked the Ex. Sec. to look into blocking off the entrances from Brentwood, Village View and Garvey's Pond.
Packard - Merilda Ave.	Mrs. Arthur Packard, 10 Merilda Avenue, was present, stating that she had called BAT complaining that the street in front of her home had not been plowed. She called the Highway Dept. and said she was told by the Supt. that DJR and JPE had told him not to plow it. JPE said that last summer Mrs. Packard put up a fence and blocked off that part of Merilda Ave. The Town Engineer surveyed it and said that it was private property, that only to the end of her driveway was Town property. She showed the Board a plan indicating where she wanted it plowed, a plot plan and photos. DJR and PCH said they have told the Highway Dept. to stop plowing private property, since they had been plowing common driveways, etc. Mrs. Packard said they have left a huge pile of snow, and JPE said he has no problem with the plow going to the end of her driveway. The Ex. Sec. is to notify the Highway Dept. to remove the snow bank.

Richard Eng, owner of the Hong & Kong Restaurant, presented the Board with a petition containing 884 signatures of persons opposing the expansion of the Heritage Inn. Mr. Eng claims that the expansion to the Hong & Kong was built by Mr. Dumont and Mr. Parlee in 1969, and that when he bought it in 1970 the bank would not have approved the sale if the parking had not been adequate for 200 seats. In 1983 he received a letter from Mr. Hedrick of the Alpine Lane Bowling Alley asking him for \$2.00 per day per parking spot. Later Mr. Hedrick told him to forget the letter and said no more about it. Mr. Dumont told him this summer to relocate his restaurant, saying he was "playing with the big leagues". Mr. Eng said he only wants to continue running his family restaurant with the same number of parking spaces that were there when he signed the agreement to buy in 1970.

Hong & Kong
Rest.
Petition

Michael Vatalaro was present to ask about the petition that he had presented re the closing of Alpine Lane. DJR told him that there will be 2 articles on the warrant for the Special Town Meeting - one as worded on the petition and one as worded by Town Counsel. The office will mail him a copy of the warrant as soon as it is posted. He also asked for a copy of Town Counsel's opinion on the taking of Alpine Lane by Eminent Domain, and said he doesn't like the expression "to thwart the expansion of the Inn." as stated in the opinion.

Alpine
Lane
Article

Nancy Urban, 301 Dunstable Road, told the Board that she has a neighbor whose dog barks constantly all night, ruining her sleep. She asked what her next step would be and DJR told her to file a complaint and then ask for a Dog Hearing. She will submit a complaint in writing about the barking dog at 311 Dunstable Road.

Dog Problem
311 Dunstable
Road

The Chairman called the meeting to order at 7:35 p.m.

Call to
Order

Motion JPE, second BAT, unan. to proclaim January as March of Dimes Birth Defects Prevention Month.

Proclamation

Motion JPE, second BAT, unan. to approve the minutes of December 9.

Minutes
Approved

Robert Johnson, of Northeast Fisheries Inc. of Harpswell, Maine, was present with an application to sell Maine shrimp at the Emmanouil Farm Stand on Littleton Road. He would sell generally on Fridays and Saturdays, and noted that the stand is at least 500 feet from the intersection with Hunt Road. The Board of Health will inspect his truck tomorrow am and he will go to Boston for his state licenses tomorrow. He has sold lobsters and fish since 1978, and would like to sell in Town from December through April, and will buy the shrimp in Portland, Maine and bring them down daily. He will advertise the location in the local papers.

Roadside
Vendor's
License

Motion JPE, second BAT, to grant the Roadside Vendor's license, pending approval by the Board of Health and the obtaining of state licenses. RAB commented that the Board adopted a policy at the last meeting that the Ex. Sec. would check the locations for all Roadside Vendors licenses. PCH said he is not sure that Mr. Johnson even needs a license, since this is a farm stand. RAB said he is opposed to granting the license for several reasons - policy, lack of need, location near a bad intersection. JPE pointed out that this has been a roadside stand for years. The vote was 4 in favor, 1 opposed (RAB).

George Gagan, New England Telephone Company, was present with several petitions for the Board:

Pole Petitions

New England Telephone & Mass. Electric

1. Montview Road (joint with Mass. Electric) request to place three poles within the taking for a new subdivision. Russ Clough, 17 Montview and George Stewart, 16 Montview, asked to see the plan, but had no objections. Motion JPE, second BAT, unan. to approve the petition. Motion PCH, second BAT, unan. to request Safety Officer Daley to inspect this area for a need for streetlights.
2. North Road - 2 petitions - Mr. Gagan asked to withdraw these petitions without prejudice as the customer has requested that the plan be re-designed. Motion JPE, second BAT, unan. to grant this request.
3. Wotton Street- petition to place 1 pole to serve a new office building. Motion JPE, second BAT, to approve this request. Unan.
4. Montview Road - Jim Denham, Mass. Electric - petition to place underground cable from Pole #10 to Pennsylvania Ave., a new street, app. 60 feet. They also want to place buried cable from Pole #8 across to Boardwalk. PCH asked if they would have to dig up the pavement on either of these petitions, and Mr. Denham said that on the first, the cable would go along the side of Penn. Ave. and on the second they will have to dig up the road if the developer gets a permit. Motion JPE, second BAT, unan. to grant these petitions with the condition that no pavement is to be dug up on Montview Road.

The work done on Marshall Street was discussed, with Mr. Denham telling the Board that the work was done because the developer had laid the conduit before he went to the Planning Board, and he had promised to rebuild the street as part of the covenant. RAB commented that we should have more information in the file, and DJR said that the developer should have come to the BOS before opening the street, and that the Town Engineer should let the Planning Board know that all streets to be opened have to come to the BOS for a permit. Motion PCH, second BAT, unan. to send a letter to the Planning Board telling them that if they require repair of a street as a condition of a covenant that they should notify the BOS so that the Board, Highway Dept. and Town Engineer can all give their approval.

The last petition was for 50 feet of underground conduit from Mill Road to Milestone II to serve 4 new homes. The road will not be dug up as the conduit will go along the side of the pavement. Motion JPE, second BAT, unan. to approve this petition.

Taking of County Land Billerica Road

Attorney Joseph B. Shanahan, Jr. then spoke to the Board, stating that he represents Minnesota Mining & Manufacturing Co., Chelmsford II Associates and Chelmsford III Associates, owning properties at 279, 275 and 261 Billerica Roads. They are asking the BOS to petition the County Commissioners to abandon that portion of Billerica Road in front of these properties. He showed a plan to the Board indicating that in 1935 the recorded county plan showed the road in a straight line, and nothing was ever done with the old original travelled way. Chapter 82 allows for a petition to the County to abandon when there is no need for the common convenience. If the Board agrees to do this, then his clients would own to the center of the original travelled way, which would put these parcels on the tax rolls and resolve the title to these properties. Motion JPE, second BAT, unan. to support a petition for the taking of County land on Billerica Road.

Under Member Reports, RAB said he had read in the Lowell Sun that Member
reps. from Houston were coming to Lowell re resource recovery. Reports
The Ex. Sec. and Nick Gavriel said they know no more than what they
have read about this.

Under Unfinished Business the Board discussed the American Legion Unfinished
Post 313 license, which had been tabled at the last meeting. JPE Business
said that he has received much input from the public sector on this
and it is the first time the post has been cited for a liquor license
violation. Motion JPE, second BAT, that they lose their license
for 1-day within the next 30 days and that the BOS send a strong American
letter of reprimand as to their responsibilities to the Town and Legion
to themselves. RAB said that this suspension should show the ABCC that the
Town takes this matter seriously and that having a liquor license
is a privilege, not a right. It was decided the day of suspension
will be January 27, 1986. Vote on the motion to suspend and send
a letter of reprimand was 4 in favor, 1 abstention (PCH).

The Board then voted on the application of Chelmsford House of Chelmsford
Pizza and Seafood for a Beer and Wine license at 10 Vinal Square. House of
Motion JPE, second BAT, to grant the license with the stipulations Pizza and
as discussed at the December 9 Public Hearing, and that it must be Seafood
served by an employee of the restaurant and that Mr. Doukas go Beer and
through a training process in managing a beer and wine business. Wine
Vote was 4 in favor, 1 abstention (PCH). License

Motion JPE, second BAT, unan. to appoint 7 members to the Industrial
District Sewer Commission as recommended by Town Counsel. Appointments
Motion JPE, second BAT, unan. to appoint Sewer Commission member
Barry Balan to the Ind. District Sewer Commission as alternate.

Motion JPE, second BAT, to appoint Evelyn L. Newman to the Recrea-
tion Commission. RAB asked if this vacancy had been advertised
and JPE said No, this is not a vacancy but the creation of another
position on the Commission. Vote was 5 in favor to appoint.

Under New Business, motion JPE, second BAT, unan. to look into New Business
placing a commemorative plaque at the Old Town Hall listing the
members of the Town Hall Restoration Committee.

Motion JPE, second BAT, unan. to start a public fund drive to put
a gazebo or bandstand back on the Center Common, check with the
Historic District Commission as to style, etc. and ask the Holiday
Decorations Committee to pursue.

BAT said that there is a water problem supposedly caused by
a collapsed culvert in front of the Sousa property at 78 Riverneck
Road. Motion BAT, second JPE, unan. to ask the Highway Dept. to
look into this and forward their recommendations to us.

DJR said he had had complaints re blasting at the UPS site on
Brick Kiln Road, and asked if the BOS could limit the blasting.
The Ex. Sec. is to contact the Fire Chief in the morning.

DJR stated that he had discussed with the Chairman of the Sewer
Commission pursuing turning storm drains over to the Sewer Comm.
through the Highway Dept. and the Ex. Sec. They would include storm
drains in the bonding and funding. PCH said he felt this is a bit
premature, that it should be on the agenda on Jan. 13 at the meeting
with other boards and departments.

Press
Questions

Jim O'Reilly, Chelmsford Independent, asked the Board for their viewpoints on the suspension of the American Legion license.

Adjourn to
Ex. Sess.

At 8:45 p.m. motion JPE, second BAT, to adjourn to Executive Session to discuss the purchase, lease or exchange of real property. Roll Call vote was as follows: JPE-Aye; BAT-Aye; RAB-Aye; PCH-Aye; DJR-Aye. The Chairman said there would be no announcements following the session.

For the Board of Selectmen, by

Ludik E. Carter

town clerk

RECEIVED

FEB 13 3 14 PM '86

J. P. J. AND
MARY E. S. LAIRE
TOWN CLERK

BOS Meeting Jan. 27, 1986	Regular meeting of the Board of Selectmen held Monday, January 27, 1986 at 7:00 pm in Room 100 at McCarthy Junior High School. Members present were: Mr. Ready, Mr. Emerson and Mr. Blomgren. Miss Towle and Mr. Hart were absent. Howard W. Redfern, Jr. Executive Secretary, was also present. Chairman Ready called the meeting to order at 7:00 p.m.
Minutes Approved	Motion JPE, second RAB, unan. to approve the minutes of the meeting of January 6, 1986.
Pole Peti - tions Mass. Elect. and New England Telephone	Frederick Kippen, Mass. Electric Co. was present to present three pole petitions - two for New England Telephone and one joint petition. The first petition was to place a pole on Mill Road to serve a new subdivision being developed by Marketplace Realty Trust. RAB asked if the work has already been done, and Mr. Kippen said not to his knowledge, and that the pole will be placed in the soft shoulder of the roadway. Motion JPE, second RAB, unan. to grant the petition contingent upon Mill Road not being opened and that the pole is placed in the shoulder of the road. A petition was presented to place buried cable 760 feet along Oak Street by Black Cove Realty Trust. Motion JPE, second RAB, unan. to grant contingent that the re-surfacing of Oak Street be done by the developer. The petition on Riverneck Road involves putting up a "stub" pole to shore up other poles. Motion RAB to deny pending further information regarding the use of the pole. No second. Motion JPE, second RAB, unan. to table the matter until the Feb. 10th meeting and have the Ex. Sec. view the location and determine the use of the pole.
Transfer Class II Auto Dealer's License - Buttonwood Motors	Richard Melino was present requesting the transfer of the Class II Auto Dealer's License for Buttonwood Motors, Progress Ave., from Arnold Garrow to Richard Melino. He said that a report on the testing of the storage tanks should have been sent to the office. He would be limited to 16 cars as was Mr. Garrow. RAB asked how long he has been in business and Mr. Melino said that he owns an electrical contracting firm and will continue operating this from next door to Buttonwood Motors, which will continue to operate in its present manner. Motion JPE, second RAB, unan. to grant this transfer.
Position on Warrant Articles	The Board then discussed their position on articles on the warrant for the Special Town Meeting which is at 7:30 p.m. Art.1 - motion JPE, second RAB, unan. to support. Articles 2 - 5: motion JPE, second RAB, unan. to support. Art. 6 - to take Alpine Lane by eminent domain - motion JPE, second DJR, not to support, since it will cost the Town \$1 million+. Vote was 2 in favor, 1 opposed (RAB, since the article had been submitted by petition).

Art. 7 - motion JPE to support its withdrawal. DJR recommended that the Board let Town Counsel handle this.

Art. 8 - motion JPE, second RAB, unan. to support taking a portion of Mill Road for widening.

Arts. 9 and 10 - motion JPE, second RAB, unan. to support.

Art. 11 - Myra Silver, FinCom liaison, asked that the Board transfer this item into line item #131 - Special Projects. The Board said that this article is part of a package. Mrs. Silver said that this would save \$20,000 that they don't want to see stay on the books for 3 years. She asked that the Board do the work and then go for a transfer. DJR and RAB said that they want it to stay with the package.

Motion JPE, second RAB, unan. to support articles 11 - 21.

The Board then went into the Auditorium for Special Town Meeting.

Motion JPE, second RAB, unan. to appoint Deputy Constables for the Town as recommended by Constable William Spence.

Motion JPE, second RAB, unan. to approve a 1-day All Alcoholic License for St. Vartanantz Church for February 9th.

Motion JPE, second RAB, unan. to approve the Voter Registration Hours as submitted by the Town Clerk.

Under New Business RAB expressed his gratitude to the Board for their acknowledgment of his mother's death.

At 7:35 p.m. motion JPE, second RAB, unan. to adjourn.

For the Board of Selectmen, by

Judith E. Carter

Warrant
Articles

Unfinished
Business

New Business

Adjournment

RECEIVED

MAR 4 11 31 AM '86

JOHN J. LAMME
TOWN CLERK

Regular meeting of the Board of Selectmen held Monday, February 10, 1986. Members present were: Mr. Ready, Mr. Emerson, Miss Towle and Mr. Blomgren. Mr. Hart was absent due to business.

BOS Meeting
Feb. 10, 19

Prior to the meeting members of the Pop Warner Football Team and Cheerleaders were presented Certificates of Appreciation by Chairman Ready for winning the Eastern Mass. Class A Championship.

Pop Warner
Certificate

Chairman Ready called the meeting to order at 7:30 p.m.

Motion JPE, second BAT, unan. to proclaim the week of February 16 as Big Brother Big Sister Week. Proclamation was accepted by Bruce Robinson, President of the Lowell Chapter.

Proclamation

Motion JPE, second BAT, unan. to approve the minutes of the meeting of January 27, 1986.

Minutes
Approved

Arthur Stratton, New England Telephone, was present with pole petitions. The first petition was joint with Mass. Electric to replace 2 stub poles on Boston Road. The property owner has asked for 2 damaged trees to be removed and also the guide wires. Mr. Stratton explained that a stub pole reduces the tension placed on the poles by the guide wires. These poles will be placed in the public right of way 6 - 7 feet off the shoulder of the road. No one present spoke in favor of or opposition to the placing of these poles. Motion JPE, second BAT, unan. to grant this petition.

Pole Peti-
tions

Pole Petition

A petition had been received 2 weeks ago to place a pole on Riverneck Road. Motion JPE, second BAT, unan. to take this off the table. Mr. Stratton explained that this is the same situation as Boston Road and at the request of the abutters they are not going to set the pole at 90° angle but will brace it. It will not need guide wires. Motion JPE, second BAT, unan. to grant this petition for a stub pole on Riverneck Road as requested at the Jan. 27th meeting.

The third petition was to run buried cable across Marshall Street to serve houses on Shedd Lane. The contractor had already run the pipe under the street and the phone company only wants to run the wires through the cable. Motion JPE, second RAB, unan. to grant if the conduit is actually in place; if not, hold until March 1st.

Purchase of
Town-owned
Property -
Roosevelt
Street

At 7:45 p.m. the Board met with Mrs. Raymond Anderson, who wants to purchase a part of Roosevelt Street that abuts her property. She lives at 189 Princeton Blvd. and wants to build a home there for her daughter. The portion she wants to purchase is 40' x 98.7 feet, and is only a paper street. She would go to the Board of Appeals for a variance to have a smaller size building lot if she gets permission to purchase the land. DJR explained the procedure to her. RAB suggested that she go to the Building Inspector for a determination before going to the Board of Appeals. Mrs. Anderson said she does not want the land if she can't build on it. Motion JPE, second BAT, unan. to include an article to sell this land on the ATM Warrant.

Member
Reports

Under Reports, DJR reported that we have received a \$40,000 grant from the state for NMAC to do a Housing Study of the area. He also reported that the state has gone out for bid to repair the Rte. 129 bridge over Rte. 3 and the work will probably commence in May.

He announced that the STM established a Handicapped Commission in Town and the Board is seeking applicants. A majority of the members (at least 4) must have special needs, and applicants may either send a letter to the office or call and have an application form sent. RAB recommended sending a copy of the legislation to applicants also.

RAB reported that he attended a FinCom meeting last week and it was discussed that the lack of visual aids at a Special Town Meeting is a problem. After discussion, motion RAB, second JPE, unan. that the BOS will have at least 300 copies of the warrant available for any future Special Town Meeting.

RAB then brought up the subject of salt on the roads, that we appear to be using a good deal. He asked the Ex. Sec. to look into the Weston Sampson report, and also to send a copy of the report to each Water District, along with the letter from NMAC, and ask if the State is contaminating the groundwater supply with salt. DJR suggested having the Ex. Sec. ask the Highway Dept. to come up with 2 lists of roads - those that need salt, and those that can do with just sand. The Ex. Sec. said that the Weston & Sampson report has never been accepted by the BOS as a policy and JPE said that we need to enforce the use of the right mix during storms.

Dog Hearing
Gladstone,
Park Road

A Dog Hearing had been scheduled concerning a dog owned by Mr. and Mrs. Jay Gladstone, 171 Park Road, who were not present. Charles Wilkinson, 155 Park Road, who had requested the hearing, said that the German Shepherd puppy came into the neighborhood some months ago, running loose, getting into trash, etc. and that this has been a slowly evolving situation. He started calling the Dog Officer around Thanksgiving and has been calling at least once a week ever since. His 3 year old son was knocked down by the dog, he has friends with young children who don't dare to get out of their cars. The reason he asked

for the hearing was that on January 1st his 6 year old daughter was walking down the street when the dog knocked her down and persisted in keeping her on the ground. He and a workman pulled the dog off the child, and she has had nightmares ever since. He has called the Dog Officer since then but the dog is still in the neighborhood. Mr. Wilkinson submitted notarized letters from some of his friends and neighbors. JPE noted that the Dog Officer had submitted very complete reports, and there is also a Police report on file. Mr. Wilkinson said that the Dog Officer had picked up the dog on Jan. 8 for 3 weeks and picked up again on February 1. A second dog was reported running loose, but only getting into trash. Motion BAT, second JPE, unan. to send a letter by cruiser tomorrow to the Gladstones stating that they are in violation of the leash law and tell them to attend the Feb. 24th meeting so that the hearing can be re-opened. Motion JPE, second BAT, unan. to have the dog picked up and kept at the pound until after the 24th, at the Gladstones' expense, for \$3.00 per day. Dog Hearing cont'd

Attorney Joseph B. Shanahan, Jr. addressed the Board on housing for older and younger citizens of the Town, stating that there is nothing affordable for these ages to rent. He explained the TELLER (Tax Exempt Local Loans to Encourage Rental Housing) Program, which would allow the Chelmsford Housing Authority (CHA) to purchase and develop rental housing through tax exempt bonds. In order to get this financing 20% of the units must be for persons of low and moderate income. Attorney Shanahan explained that a 2-person family, with income of \$21,500, would pay \$538 per month for a 2-bedroom apartment, including heat and utilities. The median income in Chelmsford is \$26,000, and a 2-bedroom apartment normally would rent for \$650 per month. The CHA presently has 77+ families on their waiting list for 2 bedroom units, and 155 on all lists.

TELLER
Program -
Brick Kil
Road

He then introduced his partners in the proposed project - Robert McBride, Sr., who has over 30 years experience in development and building, and has built over 400 rental units and 1,000 houses in Town. He also introduced Robert McBride, Jr. and Mr. Papalilio, associates who re-did the Kenilworth Apartments into condos within 10 weeks, and kept all 51 tenants. Atty. Shanahan said that he himself is the fourth member of the team, and that he has experience in management and development.

They have a 14½ acre site on Brick Kiln Road which they would like to develop into 180 rental units, of which 36 would be for low and moderate income housing. They would have an on site sewerage treatment plant, with dry lines to the street for eventual tie-in into the sewer system. The area is now zoned industrial and they would be using it as residential. Their plan was submitted to the CHA 10 days ago and they gave preliminary approval, and also they have preliminary approval from their bank. With a positive vote from the CHA they can go forward to the Board of Appeals under Chapter 40B for a Comprehensive Permit, which is not a zoning change but approval of the total plan. The Board of Appeals will get input from all the other Town Boards. If they are denied by the Board of Appeals as an "unfriendly applicant" they can go to the State for the Permit.

TELLER
Program
cont'd

Attorney Shanahan said that the CHA needs this project in order to be eligible for state and federal funds to develop the North School property. His team needs endorsement from the Board. He feels it is the right team, the right site and the right time.

When questioned by the Board, Attorney Shanahan said that under the TELLER program the units must remain rental for 10 years, or $\frac{1}{2}$ the term of the bond. They have applied for 12 year bonds, so between years 10 and 12 there would be partial conversion to condos. The CHA would administer the 36 low to moderate income units, placing tenants etc. and only the CHA director and the landlord would know which units are under the TELLER program. There is no subsidy involved. Federal legislation could go into effect by July 1st which would disqualify them for the program, so they are hoping to obtain quick approval so they can go to the EOCD.

JPE said that he is very much in favor of this project. RAB asked questions about the Kenilworth project and Mr. Shanahan said that some units were bought by investors, who must rent at the same rate to the same tenants for 2 years, and 3 years for elderly tenants. RAB said that there is a serious water problem in East Chelmsford now, and he would like to see a letter of approval of the project from the District. DJR said he sees the alternative as industry going in and using more water, and using this property for industrial use rather than this project would keep the Town from being eligible for state and federal aid. JPE said that he suspects that the East Water District will merge with the Center District shortly, since water is not being used wisely in East Chelmsford. Mr. Shanahan commented that residential use would generate less traffic than industry, and that the Fire Dept. would rather deal with residential use. RAB asked about the long term effect of this project and DJR said that the new Master Plan recommends this type of development. RAB said that maybe we want to slow down a bit until the support systems catch up - drainage, water, police and fire protection. DJR said that the Master Plan will help. JPE said that industrial growth is self-contained, and that consolidating the water districts would help. He thinks the Town has grown well and that we have had controlled growth. BAT said that she tends to agree with RAB, and that maybe the Board should start a list in the Signet Folder to jot down their ideas on growth, etc. RAB said that we need to look at where we've been and where we're going to go in the future as a Town.

Reports

DJR reported that he has received complaints about Westford Street in the Picadilly Circle area, and asked that the Highway Dept. inspect this area and the Ex. Sec. to report back to the Board.

Unfinished Business

Motion JPE, second BAT, unan. to set the hours for the Town Election on April 5 from 8:00 am to 6:00 pm, which the Town Clerk feels is sufficient.

Motion JPE, second BAT, unan. to appoint the list of precinct workers as presented by the Town Clerk through June, 1987.

Motion JPE, second BAT, unan. to grant a 1-day Auctioneer's License to Herman Hurwitz.

Motion JPE, second BAT, unan. to grant Ronald Maynard of Dunstable a 1-day Auctioneer's License for an estate sale on Boston Road to be held on February 15th, subject to the presence of a Police Officer to direct traffic.

On the Bid Award for the Annual Town Report and FinCom Warrant, JPE asked the Ex. Sec. for his recommendation. Mr. Redfern said that Hi-Tech Graphics was the low bidder, but that we have had problems with them in the past, and that for a difference of app. \$350. Picken Printing was the second low bidder, and we would be sure of having the books ready on time. Motion JPE, second BAT, unan. to award the bid to Picken Printing, 10 Middlesex Street, North Chelmsford.

Unfinished
Business

Under New Business RAB said that the sign for Chelmsford/Billerica on Route 4 is missing again, and also that the sign in front of Harvey Building Supplies says "South", and should say "South - Route 4". He asked that a letter be sent to the State asking for these signs to be corrected. RAB asked about having the Board accept telephone questions during one segment of their meetings. DJR said that the School Committee tried doing this, and we should find out why they stopped doing it.

New Business

Motion RAB, second JPE, unan. to request Walter Hedlund and a rep. from the Elks to attend a meeting in the near future and give the Board a status report on the July 4th celebration.

RAB asked about the state grant fund for aquifer land acquisitions and have we applied for an application. The Ex. Sec. said that the Water Dept. has been notified and the Conservation Commission may have an article on the Annual Town Meeting Warrant.

RAB said that 23 towns have started collecting the hotel/motel tax and that the BOS should consider placing an article on the warrant to collect these funds and consider earmarking them for capital planning or some special project. Motion BAT, second RAB, unan. to put this to a vote at the next meeting.

RAB asked the Ex. Sec. to look into the Land Bank proposal, whereby a community can place a $\frac{1}{2}\%$ tax on all real estate transactions to acquire conservation land.

Mr. Regdy announced that he will be a candidate for re-election to his third term on the Board.

When asked by the press whether a letter of reprimand had been sent to the North Chelmsford American Legion Post, the Ex. Sec. said that no letter had been sent, on the advice of Town Counsel.

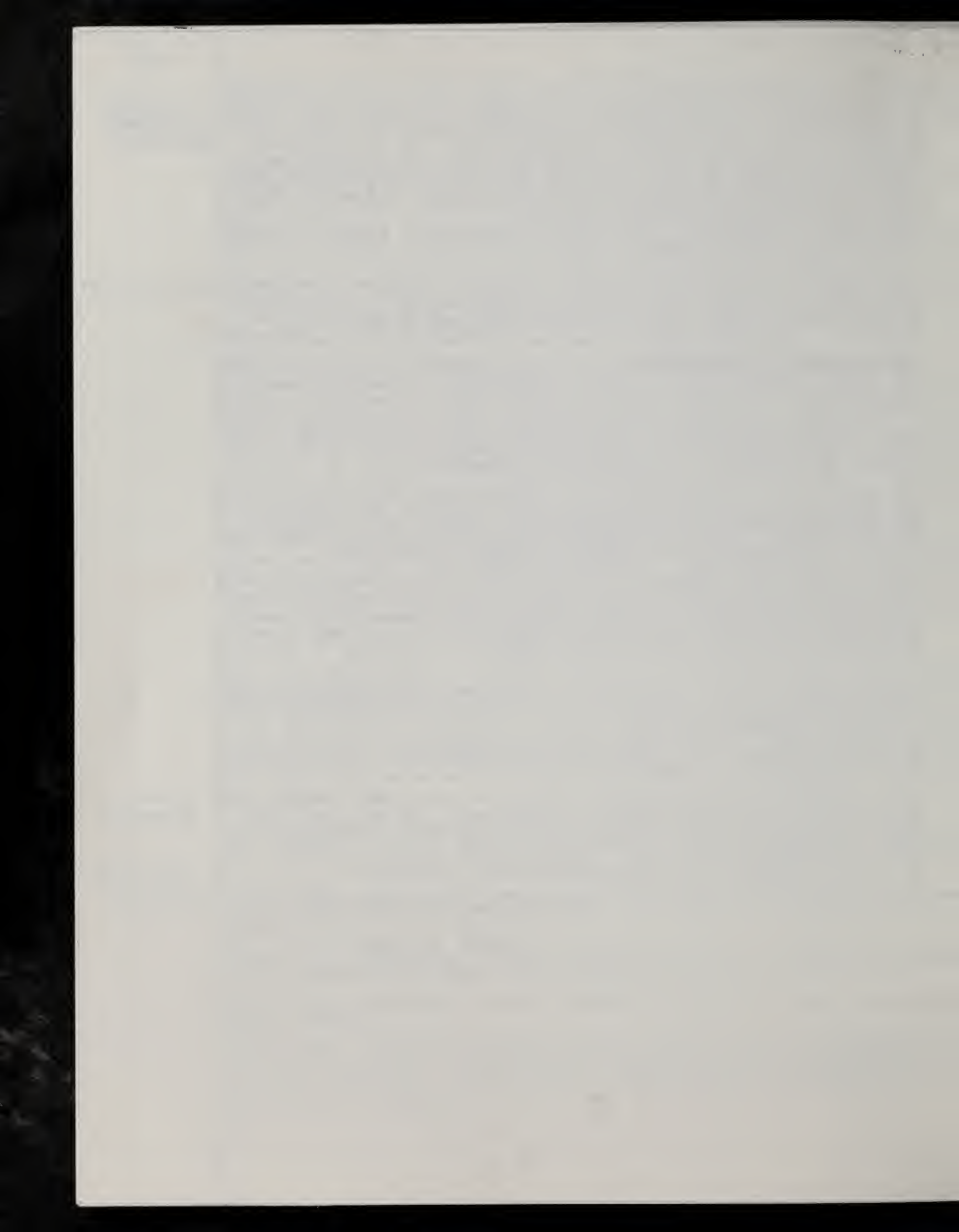
Press
Questions

At 9:45 p.m. motion JPE, second BAT, unan. to adjourn.

Adjournment

For the Board of Selectmen, by

Julia E. Carter



town Clerk

RECEIVED

MAR 25 10 05 AM '86

CHARLES E. ST. MICHAEL
TOWN CLERK

Regular meeting of the Board of Selectmen held Monday, February 24, Mtg. 1986. Members present were: Mr. Ready, Mr. Emerson, Miss Towle, Feb. 24, 19 Mr. Blomgren and Mr. Hart. Howard W. Redfern, Jr. Executive Secretary, was also present.

During the Open Session, prior to the commencement of the meeting, Open Session Mark Hayes, Tyngsboro Road, was present to read a letter that he had sent to the editor of the local papers claiming that he received harassment by 3 local police officers, along with foul and abusive language, on February 3 when he was returning to his home on Tyngsboro Road. He added that he had called WRKO talkmaster

Jerry Williams and he received app. 20 calls re the Chelmsford PD. Mr Hayes said he feels that the Dept. has a problem and he wants something done about it. JPE asked why he was detained at the scene and he said that there was an outstanding warrant for his arrest for a ticket in 1985. JPE said that these are unfair charges, that we have no report from the Police Chief and that he is very premature in bringing the matter to the attention of the Board. DJR said that his complaints are under investigation by the Police Chief. RAB said that on matters of this nature, it should be brought to the Board's attention before going to the press. The Board agreed that no action would be taken until a report is received from the Chief.

Chairman Ready called the meeting to order at 7:30 p.m.

Proclamation

Motion JPE, second BAT, unan. to proclaim March as the Town of Chelmsford Scholarship Fund Month.

Minutes Approved

Motion JPE, second BAT, unan. to approve the minutes of the meeting of February 10, 1986.

Reports

Under reports, JPE said that the Board had voted at the August 19th meeting on regulations for the inspection of underground storage tanks. There are now new state and federal regulations on this. Motion JPE, second BAT, unan. to rescind the August 19th vote of the Board requiring tanks to be inspected within 5 years. JPE will report back to the Board at the next meeting and they can vote in their own new regulations.

Pole Petition

George Gagan was present to present pole petitions for New England Telephone Company. The first petition was for 75 feet of conduit on Progress Ave., within the taking, to service the new industrial subdivision. Motion JPE, second BAT, unan. to approve contingent upon the April 1st street opening rule. The second petition was for 20 feet of conduit within the taking on Groton Road. All excavation will be in the sidewalk area and the company will replace the sidewalk. Motion JPE, second BAT, unan. to grant permission. Mr. Gagan then presented several petitions, public hearings not required for Sturbridge Drive, Penni Lane, Matthew Land and Monmouth Street. All these streets have been accepted by the Town, and the work has been done, and the form submitted is just a standard petition form. Motion JPE, second BAT, unan. to accept these petitions.

Chairman of Personnel Board

Alan Murphy, Chairman of the Personnel Board, addressed the Board with a formal request for the Board to support an article on the ATM warrant to replace the Personnel Board with a full-time Personnel Director. This action is the result of a grant study, which recommended a full-time director since the work is now divided between at least 6 people. Areas to be covered would include recruitment, training programs, salary, wages and benefits, collective bargaining, civil service regulations, evaluations, etc. The FinCom wants the assurance of the Board that collective bargaining would be part of the job; if not, they feel that full-time is not justified. DJR said that the Board has not taken a position, and are not sure that the job should be full-time. JPE asked if full-time would allow time for collective bargaining. PCH asked about the School Dept. - do they have one person and could 1 person handle both? Mr. Murphy said that the time is not right to try to combine for 2 or 3 years, that it will take a person working for the Town that long to catch up with the School Dept. DJR pointed out that the School has 8 unions, and the Town only 4. It was stated that the School Committee also feels that this is not the time to combine positions. Mr. Murphy said that a full-time Town Personnel Director would be supporting 270 people, and RAB said that

we may need more than one full-time person - that we may need secretarial/administrative support.

Personnel
Board
cont'd

Mr. Murphy said that the position, pay-wise, would be equal to the Town Engineer, Town Accountant level, and that the person would report to the Executive Secretary.. There are now 60 - 70 employees who come directly under the Personnel Board. The Board has received job descriptions from other Towns. DJR expressed concern that if the director is wearing many hats he sees a conflict with negotiating and employees directly under him. Mr. Murphy said that the Board would set strategy for negotiations, under the Executive Secretary the director would carry them out. DJR said that the first year we would expect him to do basic personnel work, not negotiations.

DJR reported that a dog was loose at Byam School last week and the Dog Officer arrived there 3 hours later, and he wants to ask Deputy Chief Fitts for a report on the incident. The Ex. Sec. told him that the Dog Officer's car was not working, and that he and Deputy Fitts are preparing a report for the Board.

Reports
cont'd

He asked about the hearing on the tree to be removed at the intersection of Hunt and Littleton Road. The Ex. Sec. said that the Tree Warden has held the hearing and he will remove the tree. DJR then told RAB that re his questions regarding growth, that DJR and PCH had met to talk about the water supply and the Master Plan, that Weston & Smapson have submitted a report on marginal land, and we could ban sub-surface disposal systems. Motion PCH, that marginal land parcels must be 60,000 square feet, with no sub-surface disposal systems, which would eliminate the problem with wells. He said we are not saying no building, but in this way wells would not be damaged while we wait for sewerage. JPE asked about on-site treatment plants, and DJR said that this motion would preclude any treatment plants that would leach onto the property. JPE said that the Board should ask for Board of Health support in this. BAT seconded PCH's motion and it was voted unanimously in favor.

Attorney Joseph B. Shanahan, Jr. then appeared on behalf on Emile Dumont, who is requesting to expand the premises under his All Aloholic Innholder's License at the Quality Heritage Inn. Mr. Shanahan presented affidavits that abutters to the property had been notified of the hearing. He explained the proposed expansion, stating that the proposed expansion will be a "sister inn" to the present Heritage Inn, which is required by the Quality chain to move from an "Inn" to a "Quality Royale". He presented the Board with a booklet, indicating approval from various departments, and said they hope to reach an agreement with Hong & Kong, who will not be opposing the expansion tonight. DJR asked if he is aware of the policy change of the Board not to vote on a liquor license on the night of the hearing, but at the next meeting? RAB asked that the Board re-consider past practice and take action on this request tonight. Attorney Shanahan then said that the traffic problem might as well be addressed. He has included a traffic study by Vanasse/Hangan and 2 letters from the Town Engineer. Mr. Dumont would participate in signalization at Alpine Lane and Chelmsford Street.

Public Hrg. -
Expansion of
Heritage Inn

No one present spoke in favor of or opposition to this expansion.

Expansion
Approved

Attorney Shanahan said that he has followed the Board's policy in having materials delivered to members' homes the week before, and that waiting 2 weeks for approval would affect Mr. Dumont's financial policy. Motion JPE, second BAT, to rescind the Board's previous policy of not voting on liquor licenses until the following meeting. Motion JPE, second BAT, to grant approval of expansion of the Heritage Inn. Vote on both motions was 4 in favor, 1 abstention (PCH).

Gladstone
Dog Hearing
Re-opened

The hearing against the German Shepherd dog owned by Mr. and Mrs. Jay Gladstone was re-opened. The Gladstones were present, and the Chairman swore in those who would be giving testimony. Charles Wilkinson reiterated his complaint given February 10 about the Gladstones' German Shepherd puppy running loose, in violation of the leash law, and frightening his children. Mr. Gladstone said he has a copy of the Dog Officer's complaint from January, that the dog broke his run, that he has since bought a heavier chain, and will put up a chain link fence as soon as possible. DJR asked if he had been fined 3 times, and Mr. Gladstone said Yes, that he can't explain why the dog gets loose, and that he usually runs on their 26 acre property. Answering questions, Mr. Gladstone said that the dog is a spayed female, and that his wife is usually at home, and they didn't attend the hearing on the 10th because they had not picked up the Certified letter. He also offered to pay for cleaning the Wilkinson girl's coat. He added that the dog is now being held at the Dog Pound at his expense. RAB said that the Board has the responsibility to see that the leash by-law is followed. PCH said that he had to give up his own young children's dog because it was running loose and he feels the law should be abided by. Mr. Wilkinson said that he had never had an offer to have the coat cleaned. Mrs. Gladstone stated that they have every intention of confining the dog, but she does get loose accidentally, that she is a good, pedigreed dog but young and frisky.

Motion JPE, second BAT, to fine the Gladstones \$50.00, have them pay to have the Wilkinson girl's coat cleaned and that any further violations will force the Board to have the dog removed from Town. RAB said he would like to see a motion to have the dog removed from Town, now, that he would rather be safe than sorry. PCH asked to have the motion amended to include that the chain link fence should be installed immediately. Vote on JPE's motion, with amendment, was 4 in favor, 1 opposed (RAB). BAT asked that the Dog Officer check on the dog within 2 months.

Ex. Sec.
Reports

The Ex. Sec. reported that the Highway Dept. has checked on reconstructing Westford Street and it will cost app. \$130,000. DJR said that he intended to have the figure include only the vicinity of Picadilly Circle. Motion BAT, second DJR, unan. to include this figure on the warrant for ATM.

The Ex. Sec. recommended establishing a 7-member Safety Committee, since MIIA has dropped the Town into a risk category for having so many work-related accidents. DJR asked if the Ex. Sec. would chair the Committee, and he said Yes, and also suggest names of the other members. Motion JPE, second BAT, unan. to approve.

The Ex. Sec. reported that drainage bids for the repair of McFarlin, South Row and East softball bids have been received, and range from \$19,000 to \$55,000.

DJR reported that the State DPW has gone out for bids for Route 110, Fletcher Street and Stedman Street traffic signals. Regarding the exchange of Russell Mill land for soccer fields, he reported that the Ex. Sec. will represent the Town in Boston on Thursday.

DJR stated that the Cable TV Commission has requested that Patt Moser be appointed a voting member, and that they would then have 8 voting members. Replacing Richard Ste. Marie would mean 9 voting members and he suggested not replacing him, and not filling the next vacancy that comes up, so eventually the Commission would drop back to 7 voting members. Motion PCH, second BAT, unan. to appoint Ms. Moser as a voting member. Appointments

Motion JPE, second BAT, unan. to appoint Brenda Tonks as the Assistant Dog Officer.

JPE said that he had discussed the hotel/motel tax with the Ex. Sec. Motion JPE, second BAT, unan. to put an article on the ATM warrant to adopt this tax at 4%. Unfinished Business

Motion JPE, second BAT, unan. to issue a 1-day Auctioneer's License to Herman Hurwitz for March 20 at the North Chelmsford American Legion Post.

Motion JPE, second BAT, to issue a 1-day Auctioneer's License to Ronald Pollock to auction farm equipment at Hart's Farm Stand on Parkhurst Road on March 29. Vote was 4 in favor, 1 abstention (PCH).

Under New Business DJR said that residents of Stedman Street have requested that it be posted "No Through Trucking". PCH said we have tried this before and failed because there is no alternative route. PCH recommended that the Ex. Sec. pursue the possibility of limiting the weight of trucks using this road. New Business

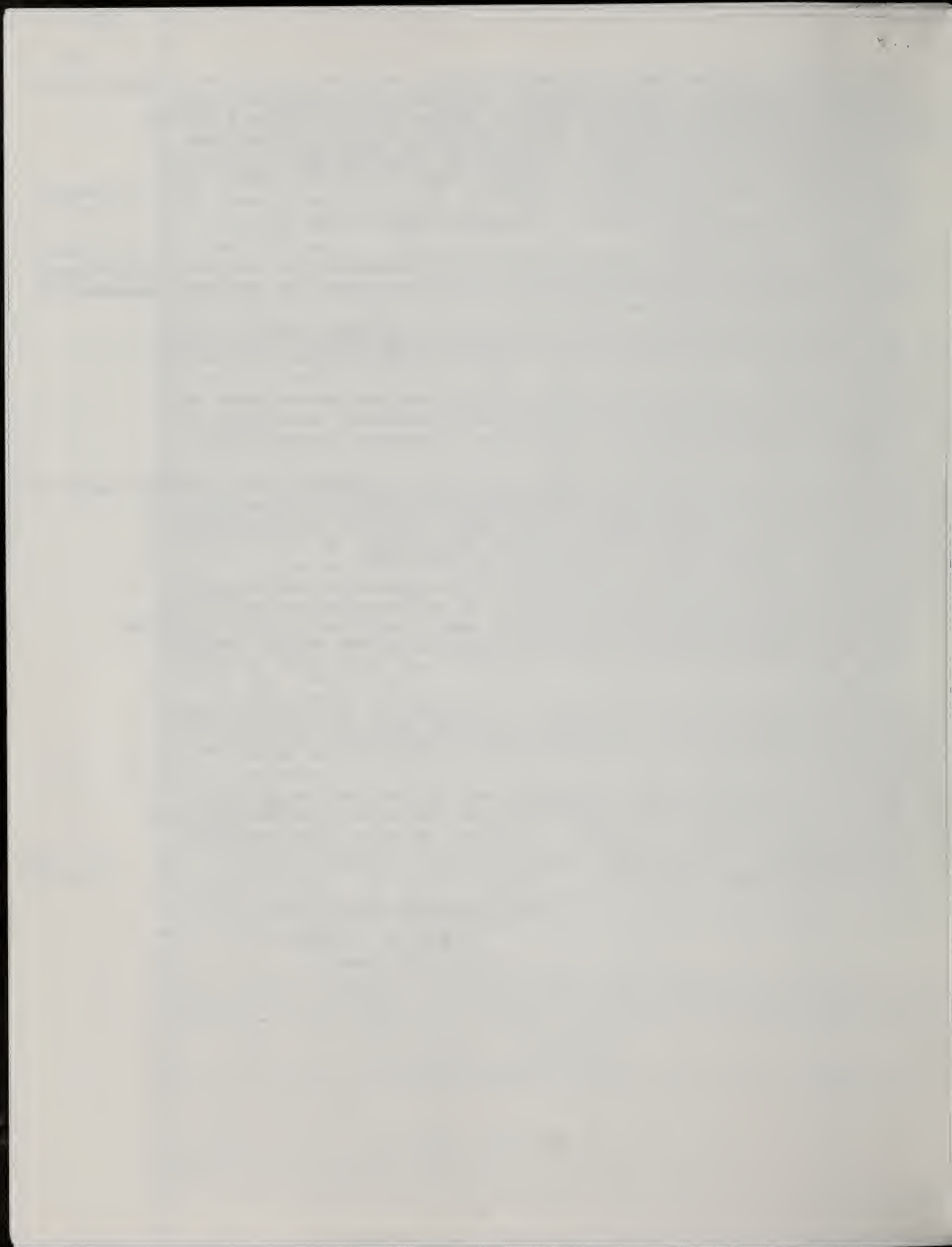
JPE then said he wanted to respond to the editorial that appeared in the Chelmsford Newsweekly on Feb. 26 and the response by former Selectman Bradford Emerson regarding the "long view" of Town planning. He said that he disagreed with the response by the editor, stating that he feels the Board raises questions and then tries to find solutions.

RAB asked that a letter be sent to the State re the missing sign on Route 4, and that one be sent to the Highway Dept. asking that the missing Stop sign on Thomas Drive at Westford Street be replaced.

At 9:15 p.m. motion JPE, second BAT, to adjourn to Executive Session to discuss strategy with regards to collective bargaining. Roll Call vote was as follows: JPE-Aye; BAT-Aye; RAB-Aye; PCH-Aye; DJR-Aye. The Chairman announced that the Board would not be returning to open session.

For the Board of Selectmen, by

Judith E. Carter



26
MINUTES OF THE SELECTMEN'S MEETING
March 10, 1986

Clark

RECEIVED

REGULAR MEETING Regular meeting of the Board of Selectmen was held Monday, March 10, 1986. Members present were: Mr. Ready, Ms. Towle, Mr. Blomgren and Mr. Hart. Howard Redfern, Executive Secretary, was also present.

OPEN FORUM Dave Campbell of Monmouth Street came before the Board to discuss the problem of Monmouth Street. Last week a BFI truck and a mini-bus had a minor collision on Monmouth Street and were tied up for a ½ hour. Questioned why nothing has been done on this Street. He spoke to the Town Engineer, Jim Pearson, but did not get any satisfaction. DJR stated that the work will be done by the end of the fiscal year. HWR to keep Mr. Campbell up to date.

John Warren of the Elks, Director of Youth Services came before the Board to discuss the 4th of July Parade and Youth Government Day. Plans are underway for the parade, they already have 10 bands, 2 are from Canada, and 4 to 5 floats. Looking for more participation and appealing to groups to enter floats. Hope to increase size of parade. Parade will be at 10:00 a.m.

Youth Government will be the week of April 14, 1986. Youth Government Day will be Thursday, April 17, 1986, highlighted with a dinner at the Elks. Elections will be held on March 31, 1986. There will be a buffet at the Town Hall on April 17, 1986. Mr. Warren hopes to get joint participation from the Police and Fire Departments. Nashoba will not participate this year.

Chelmsford Elks Americanism Program at the elementary schools. Mr. Warren suggested a contest for the 6th graders to design a Town flag. The winning flag would be chosen by the BOS and officers of the Elks. The flag would then be produced and entered in the 4th of July Parade. The student would then present the flag to the BOS. Mr Warren will make presentation to the Holiday Decorating Committee. BOS to vote on above.

CALL TO ORDER Chairman Ready called the meeting to order stating that Mr. Emerson was absent.

MINUTES APPROVED Motion by BAT, second RAB, unanimous to approve the minutes of the meeting of February 10, 1986.

HWR REPORTS HWR requested DJR to make a motion to approve the appointment of a Safety Committee consisting of the Town Accountant, Ex Sec, Highway Supt., 1 Highway Union Rep., 2 people from the School Administration, and 1 Union Rep from the school custodians.

Motion by BAT to approve, RAB second, unanimous.

HWR reported that Alister Simpson, Assistant Solicitor, would be visiting from Chelmsford, England for 1 day on March 12, 1986 and would meet with the BOS that evening at 5:30.

HWR requested discussion at Executive Session of Refuse Bids for Trash Removal. Four vendors had bid, would like to proceed with investigation of low bidder with hopes of awarding by the end of March so that community service would not be disrupted.

MEMBER
REPORTS

DJR reported that the Chelmsford Education Foundation is looking to have a fundraiser with the possible use of the Old Town Hall, if cleared through Bill Edge. They would like a 1-day wine/beer license. HWR said the Town does not have a liability policy and the licensee should have a policy. RAB suggested speaking to Town Counsel for the possibility of a waiver or disclaimer for the Town.

Brad Emerson of the Cultural Council came before the Board to discuss the possible solution of the acoustical problem at the Old Town Hall. Proposed the use of acoustical cloth panels to be acquired through the Cultural Council for approximately \$600. The panels seemed to be the least offensive of all remedies.

BAT made a motion to approve expenditure, RAB second, unanimous.

Frederick Hoar of New England Telephone came before the Board with a Petition for 165 feet of conduit on Billerica Road to improve service for Apollo Computer. DJR said that the State had that part of road out for bid for improvement, may widen and signalize area. Suggested Mr. Kippen investigate, suggested he call Apollo and Vanasse/Hangen.

POLE PETITION
BILLERICA RD.

BAT made a motion to table until meeting of March 31, 1986, RAB second, unanimous.

Petition of New England Telephone to remove 1 pole and put up a new one for service to a new house.

ROBIN HILL RD

BAT made a motion to approve this petition, RAB second, unani.

Jack Monihan from Mass Electric with a Petition to install 3" conduit to provide service to a new underground development. BAT made a motion to approve petition, RAB second, unanimous.

PARK ROAD

Debra Kennedy, Secretary of Chelmsford Women of Today, came before the Board to request using the Town logo on their letterhead as they have changed their name to Chelmsford Women of Today from Jaycee Women of Chelmsford. BAT made motion to approve use of Town Logo, RAB second, unanimous.

7:45 CHELMS-
FORD WOMEN OF
TODAY

Warrant Article #7 - Swain Road Closure - HWR said that the Town had been anticipating a \$350,000 expenditure to close the landfill at this phase and then doing the same process next year. It was recommended by Weston & Sampson that we increase the amount to \$450,000 coupled with the \$150,000 escrow. Bring the closing to \$600,000, over a 2 year stretch to \$800,000. By increasing to \$450,000 this year, it would be a \$200,000 net savings to the Town. HWR further stated that the closing was a court order.

UNFINISHED
BUSINESS

Warrant Articles #10, #11 - School Committee - HWR stated that the School Committee requested separate capital planning. HWR further stated that at the last Capital Planning Meeting, Carl Olsson informed him that it would be withdrawn.

Elizabeth Marshall, Chairman of the Finance Committee, came before the Board to discuss the revenue forecast problem. Cherry Sheet figures came out and the picture looks grim. According to

7:50 FINCOM
FORECAST

FINCOM
FORECAST

According to the Town Accountant's fiscal recap, the fixed costs under expenses equals \$5,946,980. The FinCom has gone through many Town budgets but haven't settled anything. They have not seen the Warrant article as yet and have no idea of the cost of same. With the rest of the items it brings the amount of expenses up to \$33,994,364; our receipts total \$35,089,005. This means the Town has approximately \$1,300,000 more this year than last year to spend. According to Town Account's recap, the only soft figure is on receipts in the amount of \$800,000 for free cash but could be more or less \$150,000. The FinCom feels that they have an additional \$1,300,000 to work with. The amount has already been spoken for by the School Budget or if the FinCom uses that amount for wage and salary increases for all Town employees at a modest cap of 4.8%, it leaves nothing. Mrs. Marshall asked if anyone knew of any other sources of money. DJR mentioned hotel taxes. Mrs. Marshall stated that if the Town adopted that, it will offer some money in the future, however, she was unsure of the amount and Town will not have it for fiscal year 87. She felt it would be irresponsible and foolish to use it for operating costs. Last year the forecast improved due to an additional \$4,000 from Cherry Sheet; \$17,000 from local businesses; Town took more than planned from Stabilization Fund then got reimbursed for school capital building improvements, new properties were underestimated by \$225,000, making a grand total of \$626,000. We are seeing the bulk of the growth of Golden Triangle, \$1,000,000 last year and \$1,125,000 this year. RB stated that looking at 1988-89 we are locking ourself into spending patterns and unless we bring on more tax bills and revenue this will be magnified we will come to the end of spending curve. HWR stated that when the Governor announced the Cherry Sheets, everyone was delighted that Chelmsford would receive \$978,000 which includes increases in Cherry Sheet and our replacement of lost revenue of revenue sharing dollars built in. We received \$978,000 from Cherry Sheets, of that \$384,000 was put into offset items. Those are items coming out of the adoption of Chapter 188, additional monies for teachers and will go directly to teachers. This will decrease the amount of our Cherry Sheets, dropping down to \$594,000. Chelmsford was not one of the Communities to get 90% reimbursement of Federal Revenue Sharing, we instead received 32%. Mrs. Marshall stated that BOS, FinCom and School Committee must work together, no time for arguing. FinCom book to go to printers in two weeks. She stressed need for the BOS to attend a FinCom meeting on Saturday at 8:00 a.m. to work on the budgets. DJR stated the need for guidelines for Saturday meeting, Mrs. Marshall said meeting will weild agreed guidelines to go forth. PCH stated that growth factor of computer businesses in the area are leveling off, peak this year, then taper. New construction may not take place if new buildings do not sell. Do not rely too heavily on extreme growth. HWR stated Assessors have been working very closely with BOS trying to give accurate figures, not overestimating. Ruth Delaney of the Assessor's Office said there are buildings under construction, but not being finished due to lack of tenants. UPS excise tax is under estimated revenue when tax rate set. No estimation as yet. DJR and BAT will attend meeting on Saturday morning.

NEW
BUSINESS

BAT received many calls from residents of Pleasant Ave., asked that Police investigate the need for a "Hidden Drive" sign due to the increase in traffic.

NEW BUSINESS
CONT.

BAT has received many calls from residents regarding the blasting at the UPS site. Ceiling cracks, walls, basement cracks, Fire Department called several times. HWR suggested that residents call the Chief as he is the only person to give out permits. Residents should put their complaint in writing. Only the Chief can revoke a license or permit. DJR also received many calls regarding the blasting and unfair treatment. BAT made a motion to support Elks concept of flag contest, RAB second, unanimous. RAB stated that at last BOS meeting several street signs were missing and letters went out but Board does not know what happens. He suggested the BOS develop a system to keep up to date. Jordan and School, Thomas and Westford street signs are missing. Rack, Winslow, Graniteville and School are missing stop signs. Elizabeth Dr. "No Right Turn" sign missing. RAB made a motion to establish system, BAT second, unanimous. PCH had no new business. DJR stated that Stop sign at end of Chatham is on the ground. DJR stated that Mary St. Hilaire be notified to print 10,000 ballots. BAT made motion to approve the printing of 10,000 ballots, RAB second, unanimous. DJR stated that May 3, 1986 will be ALL SPORTS BOOSTER CLUBS CANNISTER DRIVE, suggested a proclamation. BAT made a motion to approve, RAB second, unanimous. RAB suggested inviting the successful Fall/Winter sports team to next meeting to acknowledge their accomplishments.

J. O'Reilly of the Independent asked DJR in view of Mrs. Marshall news, does reclassification fit in? DJR stated that reclassification does not change revenue.

PRESS
QUESTIONS

BAT made a motion to adjourn to go into Executive Session, all in favor, unanimous.

ADJOURNMENT

For the Board of Selectmen, by

Beth A. Gibbs

BAT has received many calls from residents regarding the blasting at the UPS site. Ceiling cracks, walls, basement cracks, Fire Department called several times. HWR suggested that residents call the Chief as he is the only person to give out permits. Residents should put their complaint in writing. Only the Chief can revoke a license or permit. DJR also received many calls regarding the blasting and unfair treatment. BAT made a motion to support Elks concept of flag contest, RAB second, unanimous. RAB stated that at last BOS meeting several street signs were missing and letters went out but Board does not know what happens. He suggested the BOS develop a system to keep up to date. Jordan and School, Thomas and Westford street signs are missing. Rack, Winslow, Graniteville and School are missing stop signs. Elizabeth Dr. "No Right Turn" sign missing. RAB made a motion to establish system, BAT second, unanimous. PCH had no new business. DJR stated that Stop sign at end of Chatham is on the ground. DJR stated that Mary St. Hilaire be notified to print 10,000 ballots. BAT made motion to approve the printing of 10,000 ballots, RAB second, unanimous. DJR stated that May 3, 1986 will be ALL SPORTS BOOSTER CLUBS CANNISTER DRIVE, suggested a proclamation. BAT made a motion to approve, RAB second, unanimous. RAB suggested inviting the successful Fall/Winter sports team to next meeting to acknowledge their accomplishments.

NEW BUSINFSS
CONT.RECEIVED
APR 17 11 43 AM '86MAY 3, 1986
TOWN CLERK

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PRESS
QUESTIONS

BAT made a motion to adjourn to go into Executive Session, all in favor, unanimous.

ADJOURNMENT

For the Board of Selectmen, by

Beta A. Gibbs

MINUTES OF THE SELECTMEN'S MEETING
MARCH 31, 1986

Regular meeting of the Board of Selectmen was held on Monday, March 31, 1986. Members present were: Mr. Ready, Ms. Towle, Mr. Blomgren and Mr. Hart and Mr. Emerson. Howard Redfern, Executive Secretary was also present.

REGULAR
MEETING

Thomas Persia of 31 Billerica Road came before the Board to discuss the need for curbing in front of his property. He has had many problems with sand build-up, drainage and traffic dangers. He has talked with Town Engineer and many Town officials but nothing has been done. He has offered to pay a portion of the cost of granite curbing. The Town Engineer suggested curbing and catch basin, curbing to go up Summer Street. HWR to review and report at next meeting.

OPEN FORUM

John Papadonis of 99 Meadow Brook Road came before the Board on the advice of the Building Inspector. Mr. Papadonis contacted the Building Inspector to file a complaint regarding Anthony Kaminski of 114 Meadow Brook Road. Mr. Kaminski is running a construction business out of his home and keeps equipment and

trucks on his property. Mr. Wetmore wrote a letter stating that this was a violation. Mr. Kaminski claimed he never received it. Mr. Wetmore send another letter requesting the removal of the equipment and a cease and disist order. Vehicles and equipment are now back in the yard. Mr. Emerson said he would make a motion during the regular session to go to Town Counsel.

Martha Spalding of 19 Moore Street came before the Board to voice her complaints regarding the blasting at the UPS site. She sent letters to Chief Reid and asked for a pre-blast survey. Chief said it was not required. She has had much damage to her home. She has had no satisfaction from Chief Reid, the explosives company or their insurance company. Mr. Ready said that this falls under the Chief's domain. When Mr. Redfern spoke with the Chief last week, he was informed that the Chief has responded to all calls. Mr. Emerson spoke with the Chief and was told that the blast charges are too large for the area and that their license had been pulled once before for this reason. Ms. Spalding stated that they only monitor small blasts. Chief Reid refused to give her seismic data. Mr. Ready told Ms. Spalding to give specifics to Mr. Redfern and he would then contact Chief Reid and have him come in with all information along with representatives from UPS, insurance company and explosives company. She also spoke about the stone crusher and felt that it should be wet down as it was casuing dust clouds. She said she had spoken with Rich Day of the Board of Health on this.

CALL TO ORDER Chairman Ready called meeting to order at 7:30 p.m.

MINUTES APPROVED Motion by JPE, second BAT, unanimous to approve the minutes of the meeting of March 10, 1986.

POLE PETITION GROTON ROAD 7:35 Frederick Hoar from New England Telephone Company presented a Petition to the Board to lay 80 feet of underground conduit on Groton Road. JPE made a motion to grant permission, BAT second, unan

RIVERNECK ROAD Mr. Hoar presented another Petition from New England Telephone to place underground conduit and supportive pad on Riverneck Road. Mr. Hoar said that their engineer had spoken with Harold Gray and this met with his approval. JPE made a motion to approve with the approval of the Town Engineer's review, BAT second, unanimous.

WESTFORD STREET Mr. Hoar presented Petition regarding laying conduit under Westford Street, approximately 40 feet. JPE made a motion to grant Petition, BAT second, unanimous.

BILLERICA ROAD This petition was tabled from the meeting of March 10, 1986. Mr. Ready was concerned with digging of roadway. Mr. Hoar stated that all poles will be removed from roadway to private property at some future time. Conduit and manholes will remain. There were no problems with the State regarding this. JPE made a motion to approve BAT second, unanimous.

7:45 JOINT MEETING TO APPOINT MEMBERS TO NASHOBA VALLEY DIST. COMMITTEE Meeting was turned over to Town Moderator, Dennis McHugh. Consider vacancies for 1 3-year term and a term for alternate. Only one letter of interest for the permanent position from David Snow. Carol Cleven of School Committee made a motion to approve the appointment of David Snow for the full-time position, DJR second, all in favor, unanimous. No nominations for alternate. BAT made a motion to advertise for alternate position and address in 2 or 3 weeks, all in favor, unanimous. No new business, Mr. McHugh made a motion to adjourn, all in favor, unanimous.

Mr. Ready stated that the County Advisory Board met and set the County Budget and cut it by \$4.8 million and brought the assessment down as well which makes for lower assessment for the Town.

REPORTS -
CHAIRMAN

Mr. Emerson addressed the issue of contaminated wells 1 & 2 on Riverneck Road. He said he was quite shocked to hear the news. The Town has Federal Safety Drinking Water Act which is enacted by the Federal Government and they set the parameters to work with. He has no idea where Masspirg got their parameters for testing as they do not coincident with Board of Health or Water Department. He then read briefly from a DEQE statement dated 4/24/84 stating that independent laboratory tests indicated the presence of tricholethylene in excess of the current health advisory for this chemical which is 75 micrograms per liter. These parameters are necessary for the Board of Health and Water Department to follow, not something manufactured by Masspirg. Well #1 was tested on 3/10/86 and currently stands that the tricholethylene content is 50.5 which is 24½ points below safety parameters set by the Safe Drinking Water Act. Masspirg alarmed the community, they were irresponsible in their actions. Rather than substantiate their figures with local officials, they chose to alarm community. Mr. Doak has been watching this well since 1979 and if there was a problem it would be closed down. DEQE has no idea where Masspirg got their parameters for testing. Any parameter must go before Governmental agencies before it can be changed. The parameters for the Board of Health and Water Department have not been changed in 6 years. Community is drinking safe water and always will as wells are closely watched. DJR said proposed legislation is due out in October that list was representative of what would go over their limit if legislation passed. JPE said figures have not been approved by EPA, DEQE or State and that these are alarmist tactics because this is an election year. Any person may call Mr. Emerson at the Board of Health if they need to speak to him or check his figures. PCH agrees with JPE's figures. What happened proves what he has been trying to point out in the last few months, we rely on well water and there are problems trying to maintain the quality. Not as good as 5, 10 or 15 years ago. We must try to get quality up to par.

REPORTS -
JOHN P.
EMERSON, JR

RAB feels we should focus on the issue of water quality. Suggested sending a letter to each District asking them to come in and share with the Board some of the issues with their districts and how they are dealing with them. Also request what the parameters are and what they use for testing vs. what the State and Federal guidelines are and what the Town can do to preclude any possible further contamination. RAB made a motion to request that the Commissioners come before the Board and share with the Board their programs to insure the safety and quality of our water longterm, BAT second, unanimous.

REPORTS -
ROGER A.
BLOMGREN

RAB stated that there is a large pothole on Boston Road beyond the Library that was filled once and now needs to be repaired again, very hazardous. Asked that HWR notify Highway Department.

RAB suggested the Board adopt a policy whereby the Town will not support any further licenses of dispensing of alcohol/beer on Town property, this just leaves the Town open to problems and perhaps have Town Counsel word it properly. RAB made a motion for BOS to adopt policy, JPE 2nd, unanimous.

REPORTS -
RAB, CONT.

RAB asked HWR to invite Chairman of Blue Ribbon Committee to the next Board meeting for an update.

RAB requested that the Mobil Home Park owners, counsel, chairman of Rent Control Board and Town Counsel come before the Board at the next meeting to discuss their future plans.

RAB felt that due to the defective oil storage tank at the Old Center School, the BOS should notify each license holder that a law exists for testing of tanks. JPE stated that there are new by-laws for testing that includes water districts and covers every tank over 2,000 gal. not used for heating.

RAB asked if the Highway Dept. could help with spring clean-up. HWR said the Town cannot be responsible for stumps but brush and branches can go to Crooked Spring Road for burning.

RAB stated that the Little League has come forward and asked for an increase in the number of Little League fields on Route 110. They went before Recreation and got their support. They would like to come before the BOS. Suggested Town Engineer look at their sketch and notify the Board if it is Town land and make a recommendation. Also have Conservation check to determine if any problems with wetlands. DJR stated that there are 2 telephone poles in Chelmsford Center not being used. Perhaps Little League could use poles for curbing or lighting. Suggested checking with Highway and Telephone. RAB made a motion to go to the Town Engineer for support then to Conservation, JPE second, unanimous.

JPE stated that Southwell Field will go out to bid on 4/2/86. There will be a preview meeting on 4/9/86 at the Community Development Office. Bids close on 4/23/86.

UNFINISHED
BUSINESS

JPE made a motion to approve the appointment of Kyle B. Berry as Assistant Dog Officer, BAT second, unanimous.

BID AWARDS

HWR moved that the BOS make a determination on trash removal bids at the next meeting after reviewing information.

JPE made a motion to award the Telephone Recording/Logging System to Atwell in the amount of \$4,645.00, BAT second, unanimous.

JPE made a motion to award the Wheel Balancer to Roger's Automotive, Inc. in the amount of \$4,695.00, BAT second, unanimous.

NEW BUSINESS

JPE made a motion that a special meeting be held by the BOS on the blasting situation by UPS at that meeting request Chief Reid show size and strength of blasting and problems associated therewith. Also invite blasting company, insurance company, UPS, Town Counsel, BAT second, RAB discussion. RAB requested Chief Reid issue an immediate Cease and Desist Order recommendation until all parties can get together, DJR felt that a Cease and Desist Order would insure parties would come to meeting, all in favor, unanimous.

BILLERICA RD

BAT made a motion to request the Highway Department report on Mr. Persia, 31 Billerica Road, in two weeks, 2nd RAB, unanimous.

DJR stated that approximately a year ago, we sent a letter to the shopping center on Summer Street regarding the condition of of the side of the road. They have since cleaned it up and are now requesting the Town put in curbing. DJR made a motion to have Town look into curbing at that site, all in favor, unanimous.

SUMMER ST.

BAT made a motion to request the Highway Department and Board of Health report on Frederick McDonald of 18 Riverneck Road regarding the problem of backing up of storm drains, JPE second, unanimous.

RIVERNECK RD

DJR made a motion to request that Town Counsel look into the problem at 114 Meadow Brook Road, BAT second and said Town Counsel was aware of problem, would like a report, unanimous.

MEADOW BROOK

JPE said Richard Day of the Board of Health will attend to the problem of the stone crusher at UPS site.

DJR asked that Officer Patrick Daley look into the safety factor of the lighting at the McCarthy Jr. High at the entrance to the Condominiums. Suggested better lighting needed.

PCH spoke briefly as this was his last meeting after being a Selectman for 15 years. Thanked past and present Board members and office staff, Executive Secretaries and Administrative Assistants. Former Selectmen, Thomas Palmer, Joseph Shanahan, Phil Currier, John Carson, Jerry Lannan, Howard Humphrey, Alfred Coburn, Brad Emerson, Claude Harvey and Tom Markham and former Administrative Assistant, Evelyn Haines then came into the meeting to wish PCH well in the future. The present Board members then thanked PCH and wished him well. DJR presented PCH with a plaque and JPE read a proclamation proclaiming April 5, 1986 as "Paul C. Hart Day".

JPE made a motion to adjourn, BAT second, unanimous.

MOTION TO
ADJOURN

MINUTES OF THE REORGANIZATION MEETING
APRIL 7, 1986

Reorganization meeting of the Board of Selectmen was held on Monday, April 7, 1986. Members present were: Mr. Ready, Mr. Emerson, Ms. Towle, Mr. Blomgren and Mr. Johnson. Howard Redfern Executive Secretary was not present.

Chairman Ready called the meeting to order and welcomed the newest member, Mr. Henrick R. Johnson.

CALL TO
ORDER

DJR announced that the Building Inspector has resigned and anyone interested can apply with the Board of Selectmen

DJR also announced that the Fire Chief retired effective the end of April and the Board of Selectmen will take applications.

HRJ made a motion to nominate JPE as Chairman, BAT second, unanimous.

JPE presented DJR with a gavel and thanked his fellow Selectmen for their confidence in him as Chairman.

BAT made a motion to nominate DJR as Vice Chairman, HRJ second, unanimous.

DJR made a motion to nominate BAT as Clerk, RAB second, unanimous.

DJR made amotion to adjourn, BAT second, unanimous.

For the Board of Selectmen by

Beth A. Gibbs

Town Clerk

RECEIVED

MAY 20 3 58 PM '86

TOWN OF TOWN
MARY E. ST. LAIRE
TOWN CLERK

Regular BOS Meeting Apr. 14, 1986	Regular meeting of the Board of Selectmen held Monday, April 14, 1986. Members present were: Mr. Emerson, Mr. Ready, Mr. Blomgren and Mr. Johnson. Miss Towle was absent due to a death in the family. Ex. Se Howard W. Redfern, Jr. was also present.
Moment of Silence	Chairman Emerson called for a moment of silence in memory of Frank Towle, Selectman Towle's father, who passed away today.
Proclamation Youth Gov't Week	Motion DJR, second RAB, unan. to proclaim the week of April 14 - 18 a Youth Government Week. The proclamation was accepted by Paul Villare Exalted Ruler of the Chelmsford Elks. Chairman Emerson introduced the elected student Board of Selectmen: Chairman David Weisfeldt, Nicole Pasternak, Matt Pitta, Sue St. Germain and Tim Wallace.
Pole Petitions: New England Telephone	Frederick Hoar, New England Telephone Co., then presented the following pole petitions: 1. North Road - run 25' of buried cable along property of Richard Lambert, 10 North Road, which is being converted from a single family dwelling to an office condo, and to move the pole 20'. No one present spoke in favor of or opposition to this petition. DJR asked what about depressing utilities completely in the downtown area, and Mr. Hoar said he felt that generally speaking, that the major factor would be the cost involved. He told DJR that he would obtain the names of persons to contact to request this Motion DJR, second RAB, unan. to approve this petition. 2. North Road (joint petition with Mass. Electric) to move 1 pole to the right and place 25' of conduit. Motion DJR, second RAB, unan. to approve. 3. Park Road - New England Telephone petition to place underground conduit and a 10' x 7' supporting pad to extend the service to new homes. Mr. Hoar said that the pad will be on the soft shoulder of the road. No one spoke in favor of or opposition to this petition. Motion DJR, second RAB, unan. to approve the petition. 4. Mill Road (joint petition with Mass. Electric) to place 1 stub (supporting) pole. No one spoke in favor of or in opposition to this petition, Motion DJR, second RAB, unan. to approve.
Cedar House Request for Public Hearing	Attorney Joseph B. Shanahan, Jr. was present representing William and Dolores Kirk. The Kirks had submitted an application for a Wine and Malt Beverages Package Goods Store License to be exercised on the premises at their variety store Cedar House, 124-126 Tyngsboro Road. This license was denied by the BOS on Sept. 9, 1985 due to lack of detail and unclear plans. Attorney Shanahan is present to ask the BOS to let the Kirks file another application and hold another public hearing, this time with counsel. Motion RAB, second HRJ, unan. to allow the Kirks to re-file at the next available time.
Update on Route 129 Widening - Vanasse/Hangen	At 7:45 p.m. the Board met with Robert Brustlin, P.E. from Vanasse/Hangen, who presented plans on Route 129 and said that he is here for 2 purposes: 1. to give an update on the status of the roadway improvements, and 2. to report on the interim improvements to be funded by Tambone Corp. for access to Apollo. Mr. Brustlin showed aerial photos, and outlined the 3-phase approach: 1. from 129 at

Route 129
cont'd

Route 3 to Omni Way; 2. from Omni Way to Progress Avenue and 3. from Progress Avenue to Golden Cove and Turnpike Roads. He then said that they are looking for 3 different funding programs: phase 1 has been funded by the state for \$1.2 million. This will widen Route 129 to 5 and 6 lanes, with signalized intersections and should be completed by 1987. Phase 2 will extend improvements from Omni Way North and West to Progress Avenue, and has been 75% completed. This has been funded by the Chamber of Commerce and the Town has applied for PWED funds. Phase 3, from Progress Avenue to Golden Cove Road - will apply for an Urban Systems grant, which is 75% federal and 25% state funded. This application will be submitted when PWED approval is received.

They are asking for BOS support on: 1. obtaining PWED funding; 2. support of an ATM warrant article granting a 7' strip from the Town for permanent easements; 3. interim improvements for Apollo Drive that Tambone will fund - widening the roadway from 2 to 3 lanes, and having a police officer on duty during peak traffic hours. Mr. Brustlin said they are asking for conceptual support from the BOS. JPE commented that they hope to have this area sewered by 1987 and should ~~not~~ have to open the road again for 5 years. Mr. Brustlin said that they have talked with the Sewer Comm. consulting engineers Weston and Sampson, and that it is very hard to coordinate but they are trying to do so. DJR said that the Traffic and Safety Committee has basically approved the plan and urged the BOS to do the same. RAB asked who has approved Apollo Drive and Mr. Brustlin said that they have an approved subdivision plan, that the area is now carrying over 20,000 cars per day, and it will be 25 - 30,000 per day within the next 5 - 10 years. He added that the design for the 1st 2 phases has been funded by the developers and that they will provide funding for the design of the 3rd phase. HRJ commented that the plan doesn't work unless all 3 phases are put into operation, and that the Town should have no cost.

Motion DJR, second RAB, unan. to support the temporary widening of Route 129.

Motion DJR, second RAB, unan. to approve the minutes of the meetings of March 31 and April 7, 1986. Minutes Approved

DJR reported that the lights went up on the second Little League Field this weekend, and that they badly need umpires. Reports

Motion DJR to ask for re-bids on the trash contract, based on the bids received. Second HRJ for discussion. DJR said that we can probably save \$50,000 per year, since the low bids were very close. RAB said that the low bidder meets all the qualifications, and he is astounded that the Board is going out for re-bid, and that if we go out again we may only get one bid, and he doesn't support re-bidding. JPE said that the competition is out there and that by re-bidding we can save money and get more bids. HRJ said that if we have a solid bid for 3 years, he would request a Hold until April 22, that he would like time to study it. Vote on DJR's motion to re-bid was 2 in favor (DJR and JPE), 2 opposed (RAB and HRJ). Motion HRJ, second DJR, unan. to re-schedule vote for April 22nd. Unfinished Business

Widening of

Chris Lorraine, Visniewski Engineering, was present with Fred Parella, Black Cove Realty Trust. He stated that all their applications for a new asphalt paving plant on Oak Street have been approved, and the project is almost completed. They have agreed with the Board of Appeals to widen Oak Street for trucks; the street is now 20' - 21' and they want to widen it to 26'. They would pave and berm all Oak St.

of Oak Street and curtail parking on both sides of the street. The Town Engineer has approved the plans. DJR questioned the width of the road, saying he thought the Town called for 40', and Mr. Lorraine said that this is the right-of-way, not pavement. 26' would fall within the existing right-of-way, and there is no land taking involved. RAB asked if we need bonding, etc. and the Ex. Sec. said No. Motion DJR, second RAB, unan. to approve.

Bernard
Lynch -
Rail Trail,
Bay State
Circuit and
Cranberry
Bog

Rail Trail
Bernard Lynch was present to discuss the Bay State Circuit with the Board, noting that the Board had asked him a year ago to look into the abandoned railway running through Town. He has looked into it with other communities, with the help of volunteers Sharon Galpin and Mary Tevlin. The State now wants a feasibility study done, to determine potential problems, management, etc. The study would be done by NMAC and MAPC. Motion DJR, second HRJ, unan. to write to NMAC asking them to fund and perform this study. RAB asked about the cost and Mr. Lynch said app. \$15 - \$20,000, and they would use State DPW funds. Mr. Lynch then said that this project fits into the Bay Circuit Program, which was started in 1929 and funded in 1984. The goal of the program is to create a green belt of connecting spaces. Mr. Lynch is a member of the regional committee and the state has come up with five different trails and 5 options.

Mr. Lynch then talked with the BOS about the cranberry bog, a large, complex piece of land that would be purchased as a joint project with Carlisle, and asked the BOS to authorize him to file an application for the funding of a study of this property. DJR suggested that the Board postpone this until after their meeting with the Conservation Commission. Judy Hass, Consv. Comm. member, showed the new open space plan, stating that the 1979 plan had a green belt through the center of Town, and the new updated plan does not. Mr. Lynch said that the Rail Trail will now terminate at the Wang Towers, and that the City of Lowell will continue it to the Concord River where a bike trail is being built.

Motion RAB, second DJR to ask Mr. Lynch to look into the land bank concept, and look into language for a warrant article and the projected revenue figures, from 1/2% to 2%. Mr. Lynch said he could do this for the May 12 Special Town Meeting, and the vote was unanimously in favor to have him do so.

Reports

Chairman Emerson announced the funeral plans for Mr. Towle, stating that the BOS office would be closed from 10:30 am - 12:30 pm on Wednesday, so office staff could attend the service.

Adjourn to
Ex. Sess.

At 8:40 pm motion DJR, second RAB, to go into Executive Session to discuss the lease, exchange or purchase of real property. Roll Call vote was as follows: DJR-Aye; RAB-Aye; HRJ-Aye; DJR-Aye.

Return to
Open Mtg.

At 9:15 pm the Board returned to Open Meeting.

New Business

Motion DJR, second RAB, unan. to authorize Mr. Lynch to submit the grant application for the cranberry bog, subject to Town Meeting approval.

Motion DJR, second RAB, unan. to accept the resignation of the Dog Officer effective April 28, 1986 and to advertise immediately for a replacement.

Motion DJR, second RAB, unan. to advertise for a new Fire Chief. RAB suggested asking Chief Reid for his recommendations for qualifications to seek. The Ex. Sec. is to draft an ad in the next couple of days.

Reports

Under reports, DJR reported that he had read an article in the Beacon regarding a Community Safety Officer in Arlington. He said this may

be a good time for Chelmsford to look into combining police, fire and civilian personnel. DJR said he knows Sel. Lyons. Motion DJR, second HRJ, unan. to invite Mr. Lyons to attend a BOS meeting in the near future.

Motion DJR, second RAB, unan. to have the Blue Ribbon Committee attend another meeting after they have reviewed the Committee's minutes, which were received tonight.

New Business

Motion DJR, HRJ, unan. to appoint Katherine Veth, 4 Lantern Lane, as Senior Center Activities Coordinator.

Motion RAB, second DJR, unan. to have the Town Engineer review the sketch of the Little League Fields and report by April 22, when the Board meets with the Recreation Commission.

Motion DJR, second RAB, unan. to ask the Police Dept. to check to make sure that adults are not using Little League fields, or that they are being used for any activities other than baseball.

RAB asked the Ex. Sec. to have a report ready on Monmouth Street. He said the Town Engineer told him that some people are objecting to upgrading the street, but the BOS said that doesn't matter.

DJR commented that the BOS had asked for a report on 31 Billerica Road tonight, and to make sure that it is ready for April 22.

JPE commented that on the Mobile Home Park situation, he and DJR have met with several groups and have found several options.

RAB asked that a letter be sent to businesses on Route 110 asking them to pay attention to aesthetics, since they are the gateway to the Community, and to request the Building Inspector go to A-1 Auto Body and determine compliance with his Class II Auto Dealer's license.

Motion RAB, second DJR, unan. to send a letter to the Postmaster telling him that mail is being stolen from the mailbox at 22 Manning Road, and asking him to investigate, with copy of the letter to the Police Dept. and the resident.

The Chairman commended Sel. Johnson for returning from Florida for just one night - his first meeting on the Board.

DJR moved to table discussion of the underground fuel storage regulations until April 22, and to support warrant articles in the form submitted by Town Counsel. He also moved to write to the Board of Assessors asking for a breakout of Classes 3, 7 and 8 separately. Motions seconded by HRJ, unan.

JPE commented that yellow lines are missing on the streets around Graniteville Road and School Street, and asked the Ex. Sec. to have the Supt. of Streets check, and also ask him why the yellow paint does not last longer.

Motion DJR, second RAB, unan. to ask the Town Engineer about straightening the curve on Westford Street near the Ox Bow, and determine how much of the curve the Town owns and the cost to straighten it out.

Motion RAB, second DJR, unan. to ask Town Counsel to draft an article for the next Special Town Meeting relative to Chapter 640 as outlined in a letter from the Town Treasurer.

At 10:15 p.m. motion DJR, second RAB, unan. to adjourn.

Adjournment

For the Board of Selectmen, by

ban Clark

Regular meeting of the Board of Selectmen held Monday, April 28, 1986 in Room 117 at McCarthy Junior High School. Members present were: Mr. Emerson, Mr. Ready, Miss Towle, Mr. Blomgren and Mr. Johnson. Howard W. Redfern, Jr. Ex. Sec. was also present. Chairman Emerson called the meeting to order at 7:00 p.m.

BOS Meeting
April 28, '86

Motion BAT, second HRJ, unan. to appoint Deputy Fire Chief James Sousa as Acting Fire Chief until such time as a permanent chief is selected. It was agreed to hold the Deputy Chief position vacant.

Appointment
of Acting
Fire Chief

The Board then discussed trash bids. JPE explained to BAT that 4 bids were received and he feels that re-bidding would bring in more bids. BAT said that since the bids are valid, they should be kept as they are and not re-bid. HRJ said he has investigated and the Town of Billerica is getting their trash picked up for less under a 3 year bid. RAB noted that we had called for 3 year bids and all were submitted that way except for 1 one-year bid. JPE said that more areas have opened up - Reading and Billerica both have new contracts. RAB asked for documentation and JPE said he had none. RAB said he feels that re-bidding would establish a precedent, and asked how they know they can save the Town \$50 - \$70,000. DJR said he thinks the bids received are too high. RAB asked HRJ for facts, and HRJ said he wants to save money for the Town and maybe we should get some specific facts. BAT said she wants to see facts in black and white, and RAB said that time is a critical factor, and why call for new bids. JPE said he knows the industry better than RAB, and RAB said that under the by-law, Art. 4 we must take the lowest bid. HRJ asked what risk are we taking in re-bidding and that he would like to save the Town some money and hates to be locked into a 3-year bid if prices are going down. JPE said that 2 new areas have opened up since we went out for bid and he feels we will get more than 4 bids. BAT said again that she hates to re-bid. Motion DJR, second HRJ, to reject the bids and advertise for new bids, on a 3-year basis only. Vote on the motion was 3 in favor (JPE, DJR and HRJ) 2 opposed (BAT and RAB).

Trash Bids

At 7:20 p.m. motion DJR, second BAT, to adjourn to Executive Session to discuss strategy with regard to collective bargaining. Roll Call vote was as follows: DJR-Aye; BAT-Aye; RAB-No; HJR-Aye; JPE-Aye.

Adjourn to
Ex. Session

At 7:37 p.m. the Board returned to open meeting. Motion DJR, second BAT, unan. to adjourn to attend the Annual Town Meeting.

Return to
Open Mtg. -
Adjournment

For the Board of Selectmen, by

Judith C. Carter

Regular meeting of the Board of Selectmen held Monday, May 5, 1986 in Room 117 at McCarthy Junior High. Members present were: Mr. Ready, Miss Towle and Mr. Blomgren. Mr. Emerson and Mr. Johnson were out of Town. Howard W. Redfern, Jr. Ex. Sec. was also present. Vice Chairman Ready called the meeting to order at 7:00 p.m.

BOS Meeting
May 5, 1986

DJR read a letter from Acting Fire Chief James Sousa stating that he needs a letter requesting a leave of absence from his Civil Service position as Deputy Chief to fill the position of Acting Chief. Motion BAT, second RAB, unan. to write this letter, requesting the leave for the time it takes to select a new chief, or four months.

New Business

BAT asked the Ex. Sec. to schedule a meeting with the Boy Scouts re the condition at the East School, since she has received 3 more complaints.

Reports

RAB reported that at the Feb. 16th meeting it was voted to supply at least 300 copies of the warrant for any Special Town Meeting, and the Ec. Sec. reported that the FinCom is taking care of this for the May 12th STM.

Motion RAB, second BAT, unan. to request any person calling pro or con the application of Cedar House to sell beer and wine to put their pro or con recommendations in writing to the BOS.

DJR reminded members of the Little League lighting ceremony on Friday, May 9th.

DJR reported that he had talked with Public Health Director Richard Day, and that the Hazardous Waste collection held last Saturday at the Highway Dept. garage was so busy that they had to shut down at 12 noon and that twice as many people showed up between 12 and 2:00 p.m.

Motion DJR, second BAT, unan. to send a letter to Mr. Day and the FinCom asking that another Hazardous Waste Collection Day be scheduled in the next 2 - 4 weeks.

DJR reported that he had talked with Richard Day regarding several gasoline leaks, including 1 on Town-owned property and 1 at the Gulf Station on Chelmsford Street. He wants to assure that any Town tanks have been tested, and moved, seconded by BAT, unan. to send letters to the School and Water Depts. asking them to have their tanks tested. He mentioned possibly having someone contracted to do all the testing, and that many sites excavated in the past several months have shown some type of leakage. These guidelines would be consistent with the new laws brought up by JPE at a previous meeting.

Unfinished Business

RAB then asked about the Board's position on warrant articles coming up this evening at the ATM, and asked if any were going to be taken out of sequence. Art. 10 bills of previous years - the Ex. Sec. said there are none. Art. 11 - landfill closing transfer - the Ex. Sec. recommended tabling rather than withdrawing, until they see what happens to the Capital Planning article. Art. #17, re dogs, had been proposed by Pennryn Fitts, but he is supposedly on vacation. Art. #21, relative to Fire Dept. and other departmental wages - the Ex. Sec. said that the motion was being written this pm and that we don't yet know the figures on the fire contract or the cost of longevity for other town employees. DJR said that the Board could discuss this with the FinCom Tuesday night. BAT said she could not be present at that discussion. Motion DJR, second HRJ, unan. to table Art. 21 until the BOS can meet with the FinCom.

New Business

Under New Business BAT said she had received a letter from Edward Krasnecki and Eleanor Parkhurst of the Newsweekly stating that there will be a retirement party for Bruce Freeman on May 22 at the Elks. One of his wishes is to have Crystal Lake re-named Bruce N. Freeman Lake. BAT asked the press present to keep this secret. DJR said that we should determine ownership of the lake and put it on the agenda for May 12 under "Discussion of Crystal Lake".

RAB asked about the Fire Chief's salary, and the Ex. Sec. said he thinks it is up to the Personnel Board to set this. RAB said he thought it is set under Mass. General Laws. The Ex. Sec. is to re-check this.

Adjournment

At 7:27 p.m. motion BAT, second RAB, unan. to adjourn to attend the Annual Town Meeting.

For the Board of Selectmen, by

Judith E. Carter

Town Clerk

Regular meeting of the Board of Selectmen held Monday, May 19, 1986 at 7:00 p.m. at McCarthy Junior High School, Room 117. Regular BOS Meeting
Members present were: Mr. Emerson, Mr. Ready, Mr. Blomgren and May 19, 1986
Mr. Johnson. Miss Towle was away on vacation. Howard W. Redfern, Jr. Ex. Sec., was also present.

Chairman Emerson called the meeting to order at 7:00 p.m.
Motion DJR, second HRJ, unan. to approve the minutes of May 12 and April 14 and 28 (Executive Session). Minutes Approved

Regarding the appointing of a Building Inspector, motion DJR, second HRJ, unan. to authorize the Chairman and the Ex. Sec. to negotiate a compensation package with Anthony Zadzoug, and, if satisfactory, he will be appointed. He reported that JPE, the Ex. Sec. and former Bldg. Insp. Ronald Wetmore screened 22 applicants down to 3, 1 withdrew and Mr. Zagzoug and Mr. Murphy were interviewed by the Board. Bldg. Insp. Appointment

Motion DJR, second JPE, unan. to appoint Steven Hone, 3 Pennock Road, to the Recreation Commission to replace David Roberts, who has resigned. RAB questioned the Board's policy of letting the press and public know when there is a vacancy on a board or committee, and did we follow it? JPE said that we did not because we need active people on the RecComm immediately, that volunteerism is falling off, and he was recommended by Chairman Coutu. RAB said that he meant that he thought we had agreed to a process, that the individual appointed is not an issue. The Ex. Sec. said that letters will be going out to all appointed commission and committee chairman in the near future re annual re-appointments. Rec. Comm. Appointment

Motion DJR, second RAB, unan. to issue a 1-day Auctioneer's license to Richard Gradner to be exercised on the premises at 65 Meadowbrook Road, subject to approval of the Safety Officer and the hiring of a police officer at the Auctioneer's expense. 1-day Auctioneer's License

DJR then moved to approve the request for a streetlight at 49 Littleton Road, but then withdrew the motion and moved to put this light on the list to review and asked the Ex. Sec. to update this list. Streetlight Request

RAB reported that he has some questions re the capital expenses for the Highway Dept. and asked the Ex. Sec. to re-examine the priorities, trade-ins, etc. Reports

The Ex. Sec. said he had spoken with DJR and there will be a meeting of the Traffic and Safety Committee on June 5, and they need a list from the Supt. of Streets of streets to be repaved to be reviewed by the Committee.

JPE reported that he needs \$30-\$40,000 to submit with the Route 129 PWED grant application.

Motion DJR, second HRJ, unan. to approve the re-naming of Crystal Lake as Bruce N. Freeman Lake to be inscribed on a plaque. RAB asked that plaque be affixed permanently at the lake. Unfinished Business

RAB asked that as a matter of policy that the BOS start holding a coffee for any new Department Head to meet other Town Office employees.

New Business

Under New Business DJR asked that we make the public aware of any openings on Committees or Commissions prior to the Board making Annual Appointments, and the Chairman will announce that application forms may be found in the back of the Annual Town Report.

RAB noted that this is George Ripsom's last night on the Finance Committee since his family is moving to Washington D.C. and he feels either the Board or the Moderator should pay tribute for his years of service.

Adjournment

At 7:25 p.m. motion DJR, second HRJ, unan. to adjourn to Annual Town Meeting.

For the Board of Selectmen, by

Judith E. Cartw

Special Mtg.
May 23,, 1986

Special meeting of the Board of Selectmen held Friday, May 23, 1986 at 12 noon. Members present were: Mr. Emerson, Mr. Ready, Miss Towle and Mr. Blomgren. Executive Secretary Howard W. Redfern, Jr. was also present.

Salary for
Acting Fire
Chief

The Ex. Sec. stated that the purpose of the meeting is of a housekeeping nature - the Acting Fire Chief has no set salary. Mass. Gen. Laws Ch. 48, Sec. 67G sets up the 2.0 ratio, which was not accepted by the Town, and this if accepted would pertain to only a full-time permanent Police or Fire Chief.

DJR asked about the Deputy Chief's salary and the Ex. Sec. said that this is figured at 1.8 of the Chief's pay.

Under the Personnel Board the Police Chief is at Level 5, in which Step 1 is \$38,467 and Chief McKeon is presently at Step 5, or \$42,,237. The Ex. Sec. added that the Board can set the Acting Chief's salary, and it does not necessarily have to be the salary that the permanent chief will receive. Level 5, Step 3 pays \$40,352.

The Board recommended \$35,743. for the Deputy position.

Motion DJR, second BAT, unan. to set the Acting Fire Chief's salary at Level 5, Step 3 (\$40,352 per annum).

Police Dept.
Trainees

The Ex. Sec. then told the Board that he has been advised that the Police Department should have a new category " police trainee", at \$359. per week, for new officers who are attending the Police Academy. Upon graduation they would start receiving officer base pay for the rest of the year. This would save the Town money, since trainees currently are receiving all equipment, holiday pay, etc. while they are at the Academy. They would still be considered Town employees, and this would not affect their seniority, etc.

Motion DJR, second BAT, unan. to ask the Ex. Sec. to submit this to the Personnel Board.

Adjournment

All members present stated that they will march in the Memorial Day Parade on Monday, May 26.

At 12:17 p.m. motion DJR, second BAT, unan. to adjourn.

For the Board of Selectmen, by

Judith E. Cartw

Don Clark

RECEIVED

JUN 5 11 22 AM '86

TOWN OF WILMINGTON
MARY E. ST. LAURE
TOWN CLERK

BOS Meeting
May 27, 1986

Regular meeting of the Board of Selectmen held at McCarthy Junior High School on Tuesday, May 27, 1986. Members present were: Mr. Emerson, Mr. Ready, Miss Towle, Mr. Blomgren and Mr. Johnson. Chairman Emerson called the meeting to order at 7:00 p.m.

Mtg. with
LWV re
Charter Forum

There was no formal scheduled agenda, but JPE said we had had a request from the League of Women Voters to address the BOS on their Forum to be held on June 3, 1986 on Charter Reform. Phyllis Elias and Angela Cosgrove were present from the League, and named the members of the panel. RAB will represent the Board, but all members are invited to be present. There will be brief statements from panel members and then questions from the audience and phone-in questions. Ms. Cosgrove showed the Board a rough format, and said they might also have smaller discussion groups.. RAB said that he would rather speak on charter review, rather than reform. HRJ said he feels they would get more participation in the fall, and the LWV said they hope to have more than 1 forum, and that this one for the 3rd has been advertised.

New Business

HRJ stated that he has resigned from the Planning Board, and wanted to know when the joint meeting of the 2 boards to appoint his replacement will be held. The Ex. Sec. said that the Planning Board has not yet requested this meeting, but has to do so within 30 days. Motion DJR, second HRJ, unan. to send a memo to the Planning Board telling them that we are aware of the vacancy and asking what their plans are.

Motion BAT, second DJR, unan. to request the Park Supt. to cut the grass on the small common in East Chelmsford at his convenience.

BAT stated that she has had another report of heavy blasting by UPS on Brick Kiln Road from Adeline Potvin, 4 Pleasant Ave. The Ex. Sec. will talk to the Acting Fire Chief about this tomorrow.

BAT also said that she has had another report from Maura McDonald, 18 that there is still a bad smell on her property. JPE

Motion RAB, second HRJ, to change the 1987 Town Election Day to the New Business first Tuesday in April, rather than the first Saturday, in order to try to get more voter turn-out. DJR said he felt that Election Day has been changed too often, and that this would make it more confusing. The hours will be from 8:00 am - 8:00 pm. Vote on the motion was 4 in favor, 1 opposed (DJR). This will require a change in the Town by-law and an article on the next Special Town Meeting warrant.

RAB said that he had received a call from Sam Gagliardi asking about increased surveillance at Crystal Lake and other items requested by area residents. The Ex. Sec. reported that one of the requested lights on the spillway has been installed, and he will check on their list of requests. RAB said he would call Mr. Gagliardi tomorrow.

Ms. Elias asked if the LWV could put up their A-frame sign in the Center announcing the Charter Forum on June 3rd. DJR suggested that they check with the Sign Advisory Committee.

At 7:25 p.m. motion DJR, second BAT, unan. to adjourn to attend the Adjournment Annual Town Meeting.

For the Board of Selectmen, by

Judith E. Cartu

John Clark

Regular meeting of the Board of Selectmen held Monday, June 9, 1986. Reg. Mtg. at McCarthy Junior High School. Members present were: Mr. Ready, June 9, 1986 Miss Towle and Mr. Blomgren. Howard W. Redfern, Jr. Executive Secretary, was also present.

JUL 7 2:58 PM '86

Vice Chairman Ready opened the meeting at 7:15 p.m.

Mr. Earl Carlson, owner of the Apple Country Club, was present to discuss the sale of part of his land, which is zoned recreational, and under the law the Town has the right of first refusal. He is asking the Town to waive the 90 day waiting period. The Ex. Sec. said that the land is now under Chapter 61A, and that Mr. Carlson would have to pay the Town 10% of the selling price, and he will have to pay back taxes but could sell now. Mr. Carlson said he had applied in October, 1984 for the land to be classified recreational, sold the parcel in March, 1985 and had to wait for perc tests and now has a buyer. The Ex. Sec. said that the Town would make money by letting him sell now. Motion BAT, second RAB, unan. to grant the waiver of 90 days.

Apple Country Club sale of Land

It was noted that Walter Hedlund will attend the June 23 meeting to Reports discuss the 4th of July Celebration.

The salary for the Fire Dept. mechanic was discussed, with the Ex. Sec. stating that no one under the Personnel Board has been granted merit increases. Motion RAB, second BAT, unan. to have the Ex. Sec. send a letter to the Acting Chief telling him this.

BAT reported that Thomas Thamer, 6 Pleasant Avenue, had put in a new septic system for \$2500, and that they need drainage work in that area. Motion BAT, second RAB, unan. to ask the Highway Supt. for his report and recommendations.

DJR commented that we have a request from NMAC for comments on the American Refuse proposal and should respond. He asked that a BOS member who had voted against the land taking should respond. The Ex. Sec. said that there is an on site meeting tomorrow at 10 am. The Town of Chelmsford has not been invited but he will be present and inform the Board.

DJR reminded the other members of the Middlesex County Sel. Meeting on June 25.

The Ex. Sec. reported that elected officials can join the Town's Blue Cross/Blue Shield program with a vote of the Board, but the cost could be up to \$58,000 per year.

DJR said he had received a letter complaining about the Town's handling of an easement on Southgate Road.

RAB reported that the surface of Boston Road near the Coach House was repaired but is now as bad as ever. The Ex. Sec. said that the Board could discuss this with Harold Gray on Wed. evening. RAB asked the Ex. Sec. to prepare a list of items to be discussed with Mr. Gray.

Mr. Johnson joined the meeting at 7:25 p.m.

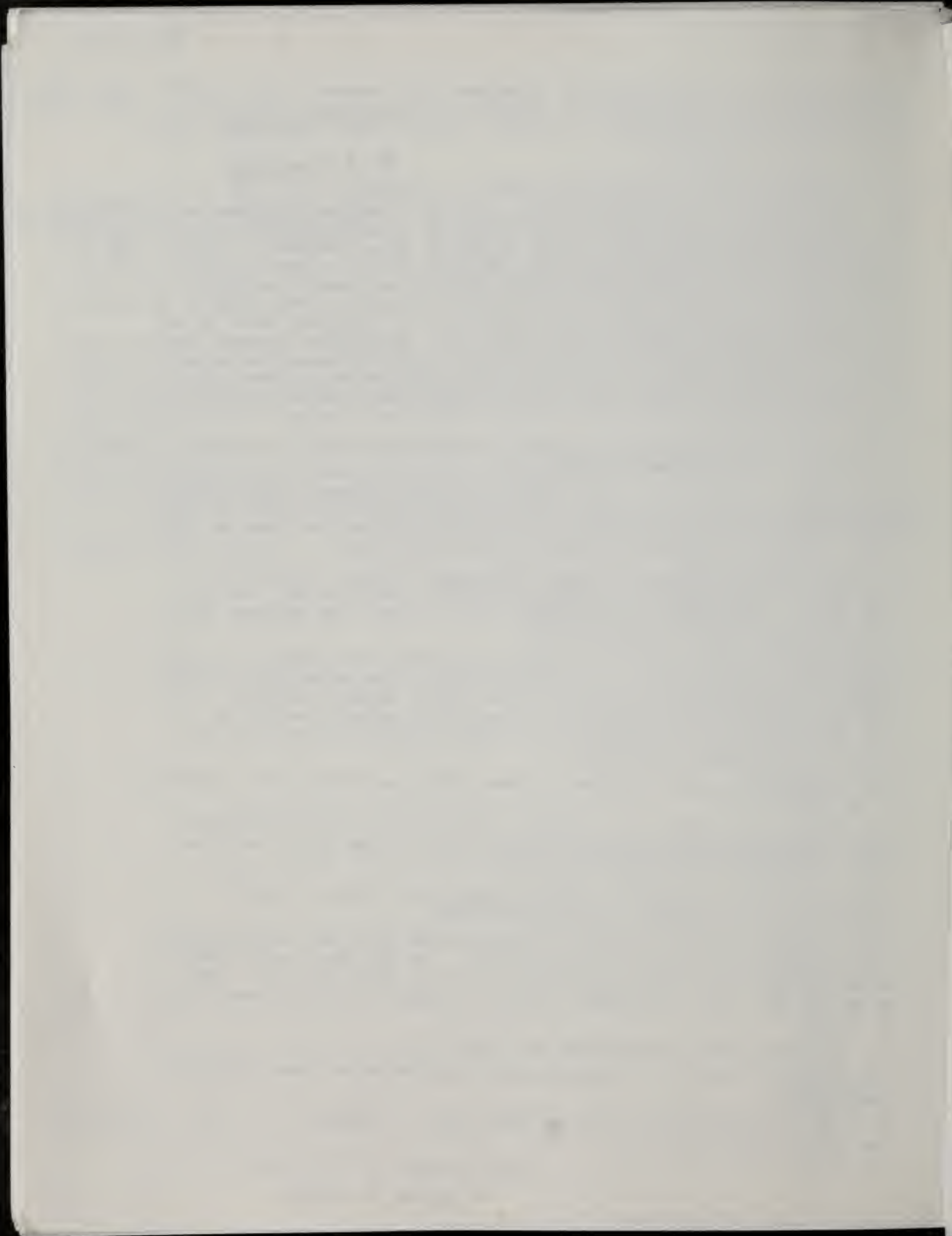
DJR announced that he is running for the Middlesex County Charter Commission.

At 7:30 p.m. motion BAT, second RAB, unan. to adjourn to attend the Special Town Meeting.

Adjournment

For the Board of Selectmen, by

Jedile E. Cantu



REGULAR SELECTMEN'S MEETING

June 11, 1986

CALL TO
ORDER

8:00 p.m. Meeting called to order by Mr. Emerson. Members present: Mr. Emerson, Mr. Ready, Mr. Blomgren, Ms. Towle, Mr. Johnson. Mr. Redfern, Executive Secretary, was also present.

8:00
BOARD OF
ASSESSORS

James McBride and Ruth Delaney of the Board of Assessors were present seeking nominations to fill the Assessor vacancy. DJR nominated Diane Phillips to fill the vacancy, BAT 2nd, RAB asked Ruth Delaney for her reasons to appoint Mrs. Phillips. Mrs. Delaney stated that Mrs. Phillips had a number of years experience with the Board of Assessors she had gone to Assessor's School at UMass and received her MMA designation, the Town has invested much money in her education, she has been with the Town 10 years. JPE asked if there were any other nominations, hearing none, nominations were closed. All in favor of Diane Phillips filling the vacancy, unanimous.

PLANNING
BOARD

John McCarthy, Charles Parlee, Eugene Gilet, Thomas Firth, Ann McCarthy and Rosalind Boyle, all members of the Planning Board, were present to fill the vacancy on the Planning Board left by Mr. Henrick R. Johnson, Jr. Mr. Emerson opened the floor for nominations stating that a nominee would have to get at least six votes from both Boards. Mr. Firth opened the nominations by placing Jacob Sartz as a nominee; Mr. Ready nominated Peter Bagni; Mr. Gilet nominated Kim McKenzie; Mr. McCarthy nominated James Goode; Mr. Emerson called for any other nominations, hearing none, nominations were closed. Mr. Emerson polled both Boards: Ms. McCarthy, Ms. Boyle, Mr. Firth and Mrs. Blomgren vote for Jacob Sartz. Mr. McCarthy voted for Mr. Goode. Mr. Parlee, Mr. Gilet and Mr. Emerson voted for Mr. McKenzie. Mr. Ready, Ms. Towle and Mr. Johnson voted for Mr. Bagni. Sartz-4; Bagni-3; McKenzie-3; Goode-1. Mr. Emerson asked if anyone wished to add or withdraw a nomination, hearing none a second vote was taken. Mr. Firth, Ms. McCarthy, Ms. Boyle, Ms. Towle and Mr. Blomgren voted for Jacob Sartz. Mr. Ready and Mr. Johnson voted for Peter Bagni. Mr. Parlee, Mr. Gilet and Mr. Emerson voted for Kim McKenzie. Mr. McCarthy voted for Mr. Goode. Sartz-5; McKenzie-3; Bagni-2; Goode-1. Mr. Emerson asked if anyone wished to add or withdraw a nomination, hearing none a third vote was taken: Mr. Firth, Ms. McCarthy, Ms. Boyle, Mr. Blomgren voted for Mr. Sartz. Mr. Ready and Mr. Johnson voted for Mr. Bagni. Mr. Parlee, Mr. Gilet, Mr. Emerson and Ms. Towle voted for Mr. McKenzie. Mr. McCarthy voted for Mr. Goode. Sartz-4; Bagni-2; McKenzie-4; Goode-1. Mr. Emerson asked if anyone wished to add or withdraw a nomination, hearing none a fourth vote was taken: Mr. Firth, Ms. McCarthy, Ms. Boyle, Mr. Blomgren voted for Mr. Sartz. Mr. Parlee, Mr. Gilet, Mr. Emerson, Ms. Towle and Mr. Johnson voted for Mr. McKenzie. Mr. McCarthy and Mr. Ready voted for Mr. Goode. Sartz-4; McKenzie-5; Goode-2. Mr. Emerson asked if anyone wished to add or withdraw a nomination, hearing none a fifth vote was taken: Mr. Firth, Ms. McCarthy, Ms. Boyle, Mr. Blomgren voted for Mr. Sartz. Mr. Ready voted for Mr. Bagni. Mr. Parlee, Mr. Gilet, Mr. Emerson, Ms. Towle and Mr. Johnson voted for Mr. McKenzie. Mr. McCarthy voted for Mr. Goode. Sartz-4; Bagni-1; McKenzie-5; Goode-1. Mr. Emerson asked if anyone wished to add or withdraw a nomination, hearing none a sixth vote was taken: Mr. Firth, Ms. McCarthy, Ms. Boyle, and Mr. Johnson voted for Mr. Sartz. Mr. McCarthy, Mr. Parlee, Mr. Gilet, Mr. Emerson, Ms. Towle, Mr. Blomgren and Mr. Ready voted for McKenzie. Mr. McKenzie was voted in 7 to 4.

UNFINISHED
BUSINESS

Vote on Cedar House Beer & Wine Liquor Application. This was on a personal hold from last meeting. Mr. Blomgren had a list of options as alternatives to Mr. and Mrs. Kirk. This list was as follows:

1. Require Petitioner to agree to a one year probation period so that the Board can monitor progress of dispensing practices and/or problems associated with the co-mingling of convenience type items and beer and wine products.
2. Limit hours for the dispensing of beer and wine products to no later than 9:00pm/9:30pm/10:00pm.
3. Require Petitioner to provide Board a staff training plan aimed at appropriate beer and wine dispensing practices.
4. Submit to the Board a plan that more clearly establishes a footprint of premises the segregation of convenience type products from beer and wine products.
5. Allow the petitioner the right of withdrawal of application without prejudice pending satisfactory resolution of one or more of the aforementioned conditions.
6. Other.

RAB stated that the application was well presented and very complete. Board members had expressed concerns of co-mingling of alcohol and convenience foods and perhaps there would be alternatives that the Board could be comfortable with. DJR stated that he saw two options to either grant or deny. RAB stated that when Cedar House came in September the Board expressed several concerns and they have addressed those. BAT stated as in the past, she has a problem with alcohol being sold in a grocery store. RAB made some good remedies but it does not solve the problem. DJR moved to deny the applicant's request for a Retail Wine and Malt Beverage License to be exercised on the premises known as Cedar House, 124-126 Tyngsboro Road, N. Chelmsford, Mass based on the applicants proposed expansion and proposed application designed to solicit substantial sales in the business of retail sale of beer and malt beverages. That the town has one full liquor retail license and one retail Beer & Malt License in the immediate vicinity of the applicants premises. That the area in which the applicants store exists is presently served by an adequate number of places at which the public may obtain, for retail use wine and malt beverages. Therefore, the motion to deny is that the applicants proposed use is designed to solicit substantial sales, and the area in which the applicants store exists is presently served by an adequate number of places at which the public may obtain for retail use wine and malt beverages, BAT second, RAB asked what Mr. Ready was reading, is it an opinion from Town Counsel? DJR said it was the wording of a motion. RAB asked if there was a difference between this rationale and the rationale issued back in October. DJR said yes there is and that rationale is my motion. Mr. Emerson polled the Board and the roll-call vote was as follows: DJR-Aye; BAT-Aye; HRJ-Aye (all in favor of denying the application) RAB-Opposed; JPE-Abstain. Mr. Shanahan, Attorney for the Kirks, was in the audience and asked DJR whether the Town Counsel motion was derived subsequent to the Public Hearing and was it requested by a majority of the Board. BAT said it was the first that she had seen of it. DJR stated that he asked for it. Mr. Shanahan then asked him if he had done this as an individual board member. Mr. Ready said yes. Mr. Shanahan asked if he did this without a vote of the Board. DJR again stated yes.

NEW BUSINESS

There was no new business of any members of the Board.

NEW BUSINESS
EX. SEC.

HWR suggested that the Board adopt a policy pending an opinion from Town Counsel as how to notify all holders of fuel storage licenses and if they do not cooperate with appropriate authorities. Right now there are two stations that have serious leaks of contamination in the ground. This Board establish a policy that if license holders do not cooperate within 5 days, this Board will have a hearing to revoke their gas storage license. There were questions of leaks on Tyngsboro Road and Princeton Street even though Fire Inspector Deputy Galloway went to them and alerted them of leaks, they still tried to fill the tanks. Health Department closed one due to septic problems. The Shell gas station had 2,500 gallons spilled into the ground. Not sure how much was spilled at Texaco on Princeton Street. Ground heavily contaminated and one homeowner claims he has had fumes in cellar. HWR will contact Town Counsel, then write letter and send to all gas storage license holders. JPE made a motion to impose stricter requirements with state regulations, 2nd BAT, unanimous. RAB asked if these two gas stations were the only ones with problems. HWR said there are probably more. Mr. Emerson stated that schools tanks are a problem and need to be tested.

DJR stated that every board member can ask Town Counsel for wording on a motion and ask Town Counsel for conflict of interest opinions. HWR stated that this is covered under the statutes as Confidential Opinion, Chapter 268A, Section 19 if anyone wished to check position

8:30 SUPT.
OF STREETS

Harold Gray listed streets by priority to be resurfaced in 1987:

Boston Road - Charlesgate Road to Harvey Road
Parkhurst Road - Route 3 overpass to Lowell City Line
Groton Road - Route 3 overpass to Main Street
Main Street - Meadowbrook Road to Loiselle Lane
Westford Street - Courtland Drive to Old Westford Road
Riverneck Road - Pole 11/47 near Canal Road to Marshall Street

JPE stated that Westford Street should be top priority because it is a heavy school bus route and it is in terrible condition. DJR stated that the Traffic & Safety Committee felt there was a lot of traffic on Parkhurst Road with heavy trucks due to the construction and the Highway Department should wait on this until construction is complete. Mr. Gray said the latest they could do this would be October. Mr. Gray recommended using Chapter 90 Funds on Acton Road. JPE feels that Acton Road is used for pulling people through the Town. Mr. Gray said there is approximately \$500,000 in Ch. 90 Funds and probably from By to Bartlett Street it would be in the area of \$350,000. If Mr. Gray went from Pinehill to 50 feet past Locke on Westford it would be approximately \$140,000 to \$150,000. There is money to do it, but Mr. Gray never felt it was good practice to run the Ch. 90 Funds account too low. JPE asked if there was any other money. HWR said there was \$355,000 in Capital Planning. Mr. Gray said money was available but not appropriated. Town Accountant does not make it available until Mr. Gray is ready to spend it. Mr. Gray stated that Capital Planning told him that any projects submitted under Capital Planning had to be done and he could not do any projects suggested by BOS until completed other projects. All street resurfacing and drainage is under Capital

Planning. Mr. Gray would not recommend taking from his expenses account as it is needed for many other things. Mr. Gray stated that all the streets on the list will be done with the money available. Mr. Gray figured them at \$34/ton in place. Now that there is an asphalt plant in Town, may be as low as \$30/ton. DJR stated that the Traffic & Safety Committee asked the NMAC Traffic Engineer to look into the curves on Riverneck Road to which he recommended banking. Committee recommends not doing this project until NMAC Traffic Engineer has completed his study regarding banking. There are no plans for guard-rails on Riverneck Road at this time. Mr. Gray listed the following streets and amounts as his priority:

Boston Road	40,800
Parkhurst Road	20,400
Groton Road	30,600
Main Street	25,500
Westford Street	24,480
Riverneck Road	42,500
	<u>184,280</u> Estimated Costs

There is \$355,000 in 1987 budget. HRJ stated for the record that we want to use every dime to fix roads.

Mr. Gray listed his drainage projects and amounts:

Lord Road	4,181
Warren Avenue	21,222
Park Road	11,008
Richardson Road	2,488
Richardson Road	17,112
Kenwood Street	9,156
Frank Street	2,968
Mt. Pleasant Street (Delete)	
Robin Hill Road	16,260
Purcell Drive	2,628
Locust Road	

\$20,000 contingencies to cover any projects the BOS may want done.

Mr. Gray stated that due to the sewerage projects coming up, he would like to delete Mt. Pleasant Street and add Locust road going up from High Street to the source of the water and ice. DJR stated that if the Town Engineer was too busy, the Sewer Commission engineers would be able to help out with drainage after 7/1/86.

DJR had some feedback from the Traffic & Safety Committee: NMAC Traffic Engineer recommended using 8' lettering for the stop signs painted on the streets so that they would be easier to see from a distance. Suggested checking the the town contractor to see if he has 8' letters. The Town should also be using white lines instead of yellow lines. Example: in front of Adams Library and Fletcher Street Mr. Gray felt that 8' lettering would look out of place on some of the small streets.

Mr. Gray has 10,000 ton of coal/ashpalt mixed in Highway Yard and when that runs out he will make 6,000 or 7,000 ton more to be used on the following streets:

Putnam	E. Putnam	First
Second	Third	York
Rivermeadow	Marion	Drexel
Berkshire	Dennison	Robin Hill
Adirondack	Proctor	Tuttle
Hunt (from Garrison to Autumn)		Frederick
Edgelawn	Marose	Lamda
Roosevelt	Columbia	Purcell

Relative to Farms I and Farms II, Nadine Road has to be rebuilt.

Mr. Gray stated that the Highway Department was running out of sand. There are 15 acres of land in back of the Highway yard, last year Harold Kacy proposed to buy it, Mr. Gray believes he did not. Had he bought it, they had worked out an arrangement whereby Mr. Gray would take down the fence, dig out the field and take the sand for free. Mr. Gray suggested putting an article on the Warrant for next town meeting to purchase land. Mr. Gray feels there will be 15 to 18 years of ample sand.

Mr. Emerson asked Mr. Gray what residents should do if they want fill in their yards. Mr. Gray said to call the Highway Department to be put on a list, Mr. Gray will go to the site and investigate, if not wetlands and it is suitable, they will dump fill there.

Mr. Gray also stated for the record that for the last 3 years he has requested 3 additional men for the Highway Department.

DJR made a motion to adjourn, BAT 2nd, unanimous.

For the Board of Selectmen,

Beth A. Gibbs

Beth A. Gibbs

REGULAR MEETING OF THE BOARD OF SELECTMEN
June 23, 1986

MEMBERS
PRESENT

Members Present: Mr. Emerson, Mr. Ready, Ms. Towle, Mr. Blomgren and Mr. Johnson. Mr. Redfern, Ex. Sec. was also present.

OPEN
SESSION

James Sousa, Acting Fire Chief, was present at the open session and read a statement as follows: As Officers of the Chelmsford Fire Department it is our professional opinion that it would be in the best interest of the Town of Chelmsford, to have the next permanent Fire Chief selected from the Officers now employed by the Chelmsford Fire Department. It is also our considered opinion that the Officers of the Chelmsford Fire Dept. possess the necessary skills, knowledge, and ability to perform the duties of the Fire Chief. Further, it is our opinion that the Officers, by virtue of their study and experience, have exhibited the motivation and dedication necessary to serve as Chief of the Chelmsford Fire Department. This statement was signed by Acting Chief, James A. Sousa; Acting Deputy Chief, Charles S. Galloway, Jr.; Captain, James M. Spinney; Captain, Ronald J. Sawicki; Captain, Charles A. Schramm; Captain, James P. Boermeester. All were present except Mr. Galloway and Mr. Sawicki. Michael F. Curran, Act. Captain also signed the statement and was present. DJR asked if the Officers signing their names were applying for the position. Mr. Sousa stated that he could not answer for the men. Cpt. Spinney asked for some insight as to when the appointment will be made to appoint a new Chief. JPE stated that would be addressed during New Business setting forth a time frame, a job description and criteria. Mr. Sousa asked that the job be posted at Fire Stations. Mr. Sousa feels that he has not received appropriate answers to his correspondence. DJR felt that HWR should be taking care of this and reporting to the BOS. Mr. Sousa wished to have a meeting with the entire BOS to iron out some problems. Mr. Sousa stated that the Fire Department has always filled vacancies with money in budget. Mr. Sousa is one firefighter short. Mr. Sousa asked that all requests and correspondence be put in writing.

CALL TO
ORDER

7:30 p.m. Mr. Emerson called the meeting to order.

7:35 CHANGE
IN LOCATION

Change in Common Victualler License for the Vinal Square Donut Shop. This shop is moving to the empty shop next door. They have been inspected and approved by the Board of Health and Building Inspector. The only difference in the operation is perhaps extending the hours to 8:00 p.m. Hours are now from 5:00 a.m. to 2:00 p.m. They are planning to move in August. DJR made a motion to approve the transfer BAT 2nd, unanimous.

APPR. OF
MINUTES

DJR made a motion to approve the minutes of June 9, 1986, BAT 2nd, unanimous.

POLE
PETITIONS

7:35 p.m. Arthur Stratton of New England Telephone came before the BOS with a petition to relocate poles on Mill Road and Vincent Street. New cable has to be placed on the pole to serve 222 Mill Road (presently unoccupied).

Mr. Ready asked Mr. Stratton what the outcome was to the Academy St. Westford Street area regarding the underground cable petition that was presented at the meeting of 6/11/86. Mr. Stratton did not know. DJR made a motion to the petition regarding Mill Road and Vincent Street on hold until 7/7/86, BAT 2nd, unanimous.

Mr. Stratton with a petition to move and relocate one pole. DJR made a motion to put on hold until 7/7/86, BAT 2nd, unanimous.

RECEIVED
AUG 12 2 55 PM '86

Mr. Stratton with a petition to relocate 2 poles on Billerica Road, DJR made a motion to put on hold until 7/7/86, 2nd BAT, unanimous.

Mr. Stratton with a petition to place underground cable on Braeburn Rd/Park Road to serve a 13-lot subdivision, DJR made a motion to put on hold until 7/7/86, unanimous.

7:45 WALTER
HEDLUND
CELEBRATION
COMMITTEE

Walter Hedlund was present to discuss various items concerning the 4th of July Celebration. DJR stated that the BOS generally gets requests from Vendors to sell various items on the street. Mr. Hedlund stated that the Celebrations Committee feels it is not fair to the people buying space in the booths to compete with outside Vendors. Many groups are nonprofit and are using this time to raise funds. Past year there has been trouble with ice cream trucks, etc. The Committee has set up an area from where the railroad tracks used to be to the other side of Baptist Church and would like to keep these various vendors out of that area in all fairness to the people in the booths. Mr. Hedlund stated that they have had excellent cooperation with the Police Department. JPE asked where the hot dog vendors that are licensed with the Town will go. Mr. Hedlund stated Mr. Byrd from the Lions Club would take care of all questions concerning the common area. Mr. Byrd stated that he received some requests from vendors and told them that the area is kept vehicle free during the operations of the fair. If you let one cart in, someone will want to bring in a truck. No space left, every inch has been used. There are 6 organization in Town that would like space. He feels that it would not be fair to let some one mobile and portable to come in and leave other organizations out. A vast majority of the people renting booths are charitable organizations. Rule of thumb, everyone wants to sell food and they have restricted the sale of food to non-profit, charitable organizations. They are trying to protect the fund raising organizations. DJR asked Mr. Byrd if they had given any thought to using the Old Town Hall parking lot. Mr. Hedlund felt that this was not a good idea because of the power and traffic problems with people crossing back and forth. DJR suggested that due to the situation with the vendors that are licensed by the BOS that are not allowed within the perimeter and anyone not from Chelmsford cannot go into that area and allow the licensed vendors the Old Town Hall parking lot. HJR stated that the criteria set up by the Celebrations Committee is proper, it is only for 3 or 4 hours for 1 night, not a year. Mr. Hedlund stated that the licensed vendors are not being excluded only asked to stay out of that area the night before the 4th and during the parade. BAT stated that the Committee should be left alone. RAB stated that this issue of vendors should have been brought up in February, not now, it is too late to squeeze 1 or 2 vendors in. There is enough room outside of area for vendors. DJR made a motion to approve the restriction of the area from old railroad tracks to behind the Church on Westford Street, 2nd BAT, unanimous. Mr. Hedlund invited any board members who wished to attend their meeting on Wednesday, July 2, 1986.

8:00 DOG
HEARING

JPE asked if Mr. or Mrs. Helin of 79 Elm Street was present. They were not. Deputy Fitts was present and stated that a year ago last June a jogger was bite by a dog at 79 Elm Street. At that time 3 citations were issued for loose dogs. The Dog Officer had a hard time in trying to straighten out the situation. The Dog Officer sent a letter to Mrs. Helin and requested she set up a meeting with Deputy Fitts. Mrs. Helin met with Deputy Fitts to discuss various dog laws, leash, licenses, etc. and she agreed to obey those laws. At the conclusion, Deputy Fitts stated that if her dogs were loose again, he would request a hearing with the BOS, and would recommend the dogs would be removed from Town. Mr. Fitts stated that things were quiet for about a year then on 5/7/86 he received a complaint of loose dogs,

DOG .
HEARING
Cont.

on 5/7/86 he received a complaint of a dog bite; on 5/18/86 he received a loose dog complaint; on 6/6/86 he received a loose dog complaint from the same jogger that was bitten previously; Dog Officer observed dogs on front lawn untied; 6/11/86 complaint of loose dogs from a man who said his son was nipped (skin not broken); 6/12/86 Mr. Fitts observed the 4 dogs at a neighbor's house, they ran across the street and down to the water. Mr. Fitts sent the Helins the list of events. On 6/19/86 dog bite. On 6/20/86 Mr. Fitts attempted to contact the Animal Inspector, Dr. Gruber, but could not. Dr. Gruber has told Mr. Fitts in past that in cases of dog bites, if they feel the people will not restrain the dog for 10 days, Mr. Fitts or the Dog Officer has the right to take the dog to the pound. In view of past events, Mr. Fitts felt they should impound the dogs. On 6/20/86 Mr. Fitts, the Dog Officer and 2 Police Officers went to 79 Elm Street to pick up dogs. Mrs. Helin and son were home but the dogs were gone at the time. When Mr. Fitts told Mrs. Helin they were taking the dogs, her son ran out of the house to the Cranberry Bog. Mr. Fitts stated that Mrs. Helin agreed to call him when dogs returned if they left the Doberman and puppies. She called the Dog Officer at 9:00 p.m. on 6/20/86. Dog Officer picked up 3 dogs (there had been 4, 1 had been sold). Dogs are in the pound and must be restrained there for 10 days. Nobody knows which dog did the biting as they all look the same. Mrs. Helin never licensed the dogs last year until Mr. Fitts told her to. Mrs. Helin licensed the Doberman this year but not the other dogs. She licensed the Doberman on 6/23/86, the date of this hearing. Mr. Fitts feels that due to Mrs. Helin's violations of leash laws, kennels license, ignoring citations, he would recommend to the BOS that the dogs be removed from Town. Concerning the Doberman and puppies, Mr. Fitts checked with the people who were bitten and it appears that it was not the Doberman. However, Mr. Fitts feels that the same thing will be starting all over again with the puppies once they have grown. Mr. Fitts recommended giving Mrs. Helin 10 weeks to let the puppies grow and then sell them. The age of the dogs is 1 - 2 years. Mrs. Helin claims they are half wolf and part lab. The Dog Officer stated that the dogs were very docile at the kennel. JPE asked Mr. Fitts if he recommended giving Mrs. Helin time to find homes for the dogs. Mr. Fitts said the dogs should be put into a commercial kennel and try to sell from there. He felt that given time, the dogs will be running through the neighborhood again. DJR asked if Mrs. Helin had been notified of hearing. Mr. Fitts stated that a Police Officer hand delivered the letter and Mrs. Helin discussed the matter on 6/20/86. RAB stated that he supported Mr. Fitts' recommendations but would prefer the 3 dogs stay in the Town kennel until Mrs. Helin takes necessary action to sell or destroy the dogs. DJR made a motion to support Deputy Fitts' recommendation that the 3 dogs be removed from Town or destroyed at the end of 10 days and after 10 weeks the puppies be removed from Town and Town Counsel to take action to collect overdue fines, 2nd BAT, unanimous. RAB made a motion to remove Doberman after 10 week period, JPE stated that he has a problem with removing Doberman as there is no proof that Doberman has bitten anyone, HRJ feels the Helins should be taught a lesson the issue is that they have total disregard of the dog laws, DJR stated that the BOS cannot stop anyone from owning dogs, BAT 2nd motion to have 3 dogs removed from Town after 10 days, puppies removed after 10 weeks and Town Counsel to attempt collection of back fines, unanimous. RAB made a motion to have Doberman removed from Town at the end of 10 weeks, 2nd BAT, RAB and HRJ in favor, JPE and DJR opposed, 3 to 2.

8:15
WATER
COMMISSION-
ERS

The Water Commissioners from the East District, Commissioners Mr. Firth and Mr. Sartz, were present to discuss water quality and various other issues. Mr. Clarke was present representing the North District. The Center Water District was not represented at this time. Mr. Firth

opened the discussion by stating that the water quality in East is good as they put in a filtration system 8 or 9 years ago. Center has an out-dated system on Smith Street and North District does not require it. There is a high sodium content in the water due to the salting of the roads in the winter which gets into the water shed areas. This salt cannot be taken out of the water without expensive filtration systems which Mr. Firth feels cannot be afforded by any District in Town. The sodium content has dropped from 85 last year to 67 this year. This was due in part to the State not sanding the highway as much. DJR asked if East was in a position to handle the volume and pressure. Mr. Firth stated that the system has been in since 1933 and with the new industrial and residential building going on, it is going to create a need for an additional supply of water. The Water Department has negotiated with the City of Lowell to get additional water if needed. Mr. Firth also feels that a new tower will be needed in the future. The present tower only holds 250,000 gallons of water. The Industry on Billerica Road gets their water from Center; Tambone gets his from East. A large supply comes from the Center to the East to supply industry as East cannot keep fire flow protection in that area. UPS will have Center supply the fire flow and East supply domestic. East cannot take on much more without an increase of supply. East and North Districts are not on a water ban at this time. RAB asked if Lowell was a viable option. Mr. Firth stated that it is more compatible to East than Center District is. Mr. Sartz then went into a discussion regarding developers. He stated that when a developer comes before the Water District and there is an adequate supply, the District is duty bound to supply water. This has not made the neighbors happy. They do not feel they can tolerate another development. Mr. Sartz has heard rumors that an Elderly Housing Development is interested in the area. Mr. Sartz then stated that if any of the developers are encouraged to go forth there will be serious trouble. The Elderly Development operates under a different set of rules than commercial developers. If there are no major fires or physical damage to the tower, they should be set for some time. There is no back up power for the systems and no plans to develop a back up due to the expense. JPE feels that there is money available under Clean Water Act with the DEQE. RAB suggested offering Bernie Lynch's help in working with DEQE. Mr. Sartz then stated that the ducts have been lined up for the sewerage. Residents are concerned about the disruption in service. Mr. Sartz stated that it is a tough area geologically with water and iron content and that it is potentially vulnerable to earthquakes or severe hurricanes and this should be taken into consideration when mapping out plumbing and cable. This district was designed to handle a small residential water taking. They are now looking for support and help. They thought of consolidating all districts, but Center will not solve East's problems as they are having trouble keeping their towers filled. Voters in the East District will not entertain consolidation until such time as water and sewer be put together. DJR felt that a water and sewer department be developed, such as a DPW. Mr. Sartz felt that East needs relief from future expansion in the District. RAB stated that there should be a right of refusal if a District cannot supply water.

Bruce Clark of the North District stated that the water in North has a high salt content in the Winter. The well that is fed by the brook on Richardson Road shows more salt due to the Highway Dept., State and Route 3. There are 4 active wells in North. They had an engineer do a feasibility study when Scotty Hollow II was proposed to determine if they were stretching their limits. The more water that is pumped the more bacteria, etc. is pulled into supply. North is pumping

1 million gallons of water a day and has been pumping this amount of water for the last 3 years. Still supplying Cannongate. They have made many repairs on leaks and mains, utilizing leak detection service. All water comes from 100 acre parcel on Richardson Road between the Highway Department and Stony Brook. North has emergency generators that tie into Lowell and Center District. If the water pressure drops the meter and valve will automatically kick in with Lowell's system. Mr. Clark was not sure if it works both ways. This was put in as extra fire protection. Mr. Clark did not think North would be agreeable to consolidation. RAB asked what the debt structure for North was. Mr. Clark felt they were in good financial shape possibility of \$200,000 debt. Relative to the Pondview contamination Center District would be affected more than North. Mr. Clark stated that they has a study done and it showed most of their water came from Hitchinpost area not Stony Brook.

8:30
INSURANCE
COST
CONTAIN-
MENT

Mike Fitzpatrick and Paul Kensley of Insurance Cost Control were before the Board to explain their company's benefits. ICC provides comprehensive services to help deliver the same benefits for less money with the same insurance carriers by using cost control systems. Mr. Fitzpatrick and Mr. Kensley have met with HWR and Ernie Day and have reviewed the proposals. In their program they would help the Town get control of benefits, understand where costs are coming from and why they have been rising and what can be done to reduce them. The Company was formed approximately 1 year ago; their president is an Attorney; he is the former General Counsel and Deputy Director of the Mass. Group Insurance Commission for 16 years; principle author of State Statute 32B which impacts all fringe benefits of municipalities in Mass. Another principle is an Attorney Shuer who is one of the leading experts in health care cost containment, he is consultant and counsel for over 47 HMO's, with particular speciality in liability recovery. They also offer technical support by arranging the best funding for programs. The Town has prospective premium plan with BC/BS, which means they now take claims on an estimated basis, if Town is below estimate there is a refund, if Town is over estimate, there is a deficit which carry forward and has an impact over the next several years. The Town has no protection at this time for catastrophic claims. Claims in the last year have been for \$44,000; \$45,000; \$34,000; \$135,000; \$66,000 which have impacted unfavorably on rate projections. This could be eliminated with a catastrophic reinsurance policy which eliminates any costs expended to the Town at set levels. The claim is paid and the excess is paid by the insurance company. Funding can be arranged so that the maximum liability for both catastrophic and aggregate claims have significant improvement in overall funding. ICC gives administrative support to the people involved in the day to day management of benefits and puts a handle on claims, answer any questions and provide support as it relates to group health and life benefits, new legislature, etc. Also offers legal assistance, town counsel support, answering questions pertaining to unions and collective bargaining. Offers comprehensive in-hospital paid claims audit. Out of 174 claims above \$2,000 the audit would produce savings of approximately 4 to 6% savings on actual billing. BC/BS recovered less than 4/10 of 1% in coordinating and subjugating carriers. Commercial carriers in Mass. are recovering 6 to 7% in coordination and subjugation of benefits. ICC can help improve overall recovery up to potentially 6 to 7%; over 24 months that is a savings of \$145,000 - \$150,000. ICC can save the Town money by identifying within the structure the actual paid claims. The Town would be 100% experience rated. ICC's fee is approximately \$15,600 and they give a full guarantee that they will reduce at least the cost of the fee. They represent 50 cities and towns in Mass. No

benefits will be reduced or taken away. HWR and Ernie Day support ICC! ICC's fee will be paid from group insurance account. They are the only firm that provides in-hospital audit recovery of claims. DJR made to motion to accept HWR's recommendations for ICC services, BAT 2nd, HRJ abstain, all in favor, unanimous.

HWR - HWR stated that Shea Associates of Boston submitted a proposal to the
REPORTS Town regarding police liability insurance. The Police liability has increased to \$88,000 effective July 1, 1986. This policy will be \$33,000. HWR spoke with insurance carrier in Lowell to get some feedback. They said it would be a good investment to switch to new carrier. HRJ stated that there are caps on settlements across the U.S. and Mass. has a cap of \$250,000. Motion made by DJR to support HWR's recommendations, 2nd BAT, HRJ abstain, all in favor, unanimous.

HWR stated that the Town has received a contribution of a computer system at no cost, to take care of most of the offices (accounting, sewer, payroll, and other word processing needs). It is all new equipment and should be delivered by the end of June. JPE said the Town welcomes the gift.

DJR - DJR asked HWR for the status of the remodeling of the Selectmen offices and
REPORTS meeting room. HWR said that he spoke to the electrician today and he is waiting for bids on the rooms.

HRJ - Asked if anything has been done regarding the installation of a chainlink
REPORTS fence on Park Road to restrain dog. HWR stated that the Dog Officer had inspected property and no fence has been erected nor has there been any other means to restrain dog. An order has been given to remove the dog from the area. HWR stated that with the installation of the new Dog Officer, Franklin Warren, the dog calls coming into the Selectmen's office are almost nil.

RAB - RAB received a call from a resident on Queen Street requesting help with
REPORTS the Highway Dept. regarding a drainage problem on his property. HWR has met with this resident and Harold Gray and has sent a letter. A swale was re-established and reseeded; the resident is constantly pumping water from a sump pump and has eroded the area. HWR sent letter asking resident to re-direct water into catch basin; that the Town cannot keep going back to maintain his yard. JPE spoke to Mr. Gray and was told that the Highway Dept. has gone back 2 or 3 times to loam and reseed. HWR told Mr. Gray not to go back again as the resident does not want to cooperate.

RAB asked what the status of Wiggins Street was. HWR stated that Town Council was preparing to go to Court and he would try to update for the next meeting.

RAB asked what was being about Southwell Field. HWR stated that since the bids came in double the anticipated amount, Mr. Bernard Lynch was rewriting the specs trying to cut costs and was to meet with Joel Lerner of Conservation Services.

RAB asked HWR for an update on the Automatic Parking Ticket System at the Police Station. HWR stated that it was in-place and in use and would get update from Chief McKeon for the next meeting.

RAB received a call from residents regarding the odors (especially on humid days) coming from the Black Cove Paving Company and the truck traffic. HWR stated that the owner instructed the vehicles to use Rte 495. HWR to look into the situation regarding odors.

Relative to Rep. Freeman's death, RAB felt the Town did very well in paying tribute.

RAB - REPORTS Cont.	RAB unclear on some letters listed on the outgoing correspondence to bidders re: McFarlin, Southrow and East School. HWR would investigate matter.
	RAB felt the Board should remove the Do Not Enter sign on High Street as the Board has no documentation to back it up. HWR stated that he is still investigating the matter and looking for documentation. DJR said that the sign was installed at a resident's request, realizing that the are not recognized by the State. RAB stated that several months ago the BOS made a motion to adopt a process regarding signs. HWR said tha many residents are going through High Street and getting ticketed. HWR stated that he would have more information at the next meeting. DJR felt that the Police should not be ticketing.
JPE - REPORTS	The top of the flag pole is missing on Vinal Square. HWR stated that correspondence has gone to Donald Gray, Parks Supt., and he is awaitin response.
APPOINTMENT	DJR made a motion to approve the recommendation of Chief McKeon to have Thomas J. DeAngelis of 7 George Street, Chelmsford appointed Auxiliary Police Officer, 2nd BAT, unanimous.
UNFINISHED BUSINESS	BOS to consider recommendations of Town Clerk to move precincts due to polling place accessibility:
HANDICAPPED ACCESSI- BILITY	Change Precinct 4 from East School to Westlands Gym Change Precincts 2 and 7 from North Congo Church to Harrington School Change Precinct 3 from Parker School to Harrington School Change Precincts 8 and 12 from McCarthy Gym to McCarthy Cafeteria
	The reasons for this move are that the East School and North Congo Church cannot be used and to build handicap ramps at these locations would be costly. There is \$40,000 in the school budget for this and specs will be ready soon for bid. DJR made a motion to approve the recommendations of the Town Clerk, 2nd BAT, unanimous. Send thank you letter to Rev. Foster.
APPOINTMENTS OF HANDI- CAPPED COMMISSION	DJR made a motion to nominate Nancy E. Desjardins or 8 Brush Hill Road, Paul M. Logan of 255 North Road, Alice P. Beauvais of 101 Billerica Road, Regina Wojcik of 84 Littleton Road and Sandra MacDonald of 143 Dalton Road to the Handicapped Commission, 2nd BAT, unanimous.
BID AWARDS	DJR made a motion to approve the recommendations of the Supt. of Street Harold Gray, to accept the awards of Mass. Bituminous Products, All State Asphalt, WP Spratt, Kane-Perkins, Lone Star San Vel, Pandolf-Perkins, Scituate, Penn Culvert, Hilco Supply, LeBaron, Septic Tank, Salvatore Ardangna, Torromeo Trucking, 2nd BAT, unanimous.
	Accounting Dept. received bids for accounting software (\$13,000), Town Accountant has the money available and the program received is the best suited. DJR made a motion to approve contingent upon receipt of compatible equipment, 2nd BAT, unanimous, RAB abstained.
	DJR made a motion to reappoint Harold Gray, Supt. of Streets, 2nd BAT, unanimous.
	HWR stated that BFI had submitted to the Town a performance bond for the 3 years and he recommended awarding the bid to BFI, JPE made a motion to award bid to BFI beginning July 1, 1986, 2nd HRJ, JPE, HRJ, DJR, RAB, in favor, BAT opposed because she felt the first round of bidding was valid.

NEW
BUSINESS

JPE stated that he was seeking a vote of the BOS to create a 2-man sub-committee to work with HWR to write criteria and job description for the hiring of the Fire Chief. DJR made a motion to create a 3-person sub-committee to recommend to the BOS the criteria relative to hiring a new Fire Chief, 2nd BAT, unanimous.

BAT requested HWR ask Acting Fire Chief Sousa for an updated Civil Service Fire Department list.

BAT asked HWR for the status of the Boy Scouts at East School. HWR said he hoped they would come in before the BOS at the 7/7/86 meeting.

JPE named DJR and BAT to be on subcommittee with HWR regarding the criteria for the new Fire Chief.

Being 10:00 p.m. DJR made a motion to go into Executive Session regarding collective bargaining, roll call vote: JPE-Aye; DJR-Aye; BAT-Aye; RAB-Aye; HRJ-Aye.

Submitted for the Board of Selectmen,

Beth A. Gibbs
Beth A. Gibbs

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REGULAR MEETING OF THE BOARD OF SELECTMEN
July 7, 1986

CALL TO
ORDER

7:30 p.m. JPE called meeting to order. Members present: Mr. Emerson, Mr. Ready, Ms. Towle, Mr. Blomgren and Mr. Johnson. Mr. Redfern, Ex. Sec. was also present.

7:30
Mrs.
HELIN

Mrs. Helin was present to request that the Board reconsider the matter with the Doberman. She stated that she agreed to everything in the dog hearing except that her deaf son needs the dog to alert him in case of fire, if someone is at the door, etc. She is in the process of selling the puppies, 3 have been sold. She feels unsafe without the Doberman for the sake of the son. Mrs. Helin stated that she keeps this dog leashed at all times. DJR stated that he had a concern regarding dogs that were out of control, dog problems are owners fault. Mrs. Helin stated that the loose dog problems were caused by her son's dogs. He did not take care of the dogs. HRJ asked the age of the Doberman. Mrs. Helin stated she was 2 years and licensed since the incident. HRJ stated to Mrs. Helin that on 3 occasions she ignored the Dog Officer and Police. Mrs. Helin said that she never ignored anyone. When HRJ asked Mrs. Helin why she was not at the dog hearing, she said that her son ran off with the dogs into the woods when the Police came to her house. She said she has not paid her fines as she has been pressed for money. BAT asked the age of Mrs. Helin's son. John is 21, Eddie is 20 and deaf/mute. Mrs. Helin stated that she has one dog on the premises and 5 puppies. RAB suggested that Mrs. Helin look for another dog to aid her deaf son. Mrs. Helin said that the dog meant a great deal to her, trained to help son, with the son much of the time, and has never bitten anyone. HJR stated that the first time he heard that the dog was not leashed, action would have to be taken, no second chances. RAB said that Officer Fitts reported the Doberman to be running loose with other dogs. JPE stated that he believed this was untrue that in fact Officer Fitts stated that the Doberman was restrained. HRJ stated that the BOS has not taken the liability for this dog from the family and put it with the Town. JPE stated that every family that owns a dog has a responsibility and liability to the

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down. RAB stated that in view of the fact that there is an order on the table from the dog hearing and that Mrs. Helin did not attend the hearing, RAB made a motion to request Officer Fitts, Frank Warren, Dog Officer and Mrs. Helin to come to the August 11, 1986 meeting to hear all sides to the stories and make a determination on the Doberman, DJR 2nd, all in favor, JPE; nay.

7:45

N.E. TELE-
PHONE

Mr. Frederick Hoar was present representing New England Telephone on the tabled pole petitions. On a previous motion of Mr. Ready, Mr. Hoar was asked to explain situation on Westford Street. Mr. Hoar stated that he contacted Mass. Electric and Cable and asked for their plans to bury cable. They have no plans at this time to bury cable. DJR felt that Mr. Hoar missed the point, he should have tried to convince them to bury cable. Mr. Hoar stated that he could not convince them and suggested to the BOS to write to the companies and ask them to come in and explain. Mr. Hoar stated that by taking telephone lines off the pole it would alleviate a potential hazard. DJR made a motion to send letter to Mass Electric to come to the next meeting to discuss the potential hazard at Westford Street, RAB 2nd with discussion, RAB asked Mr. Hoar if it is a hazardous situation. Mr. Hoar stated that it was a potential hazard and by removing telephone wires it will alleviate potential hazard. RAB stated that the objective was to get as much underground as possible. Mr. Hoar stated that he could not speak on behalf of the Electric Co. He could only say that they had no plans at this time, he did not know what they planned for the future. DJR stated that the BOS had asked Mr. Hoar to try to put a plan together regarding joint utility depression. DJR felt that enough was not done, the BOS did not receive written refusal from Mass Electric. Mr. Hoar's last call to Mass Electric was on 7/1/86. New England Telephone was supposed to be back at the BOS meeting on 6/23/86. JPE stated that a motion was made and seconded to have Mass Electric come in. BAT suggested inviting Mass Electric, Lowell Cable and NE Tele. RAB suggested amending motion to include their plans for the next 6 or 9 months regarding depression. DJR made a motion to invite representatives of Mass Electric and Lowell Cable to come into the meeting of 8/11/86 with their depression plans for the next 6 months and request that they depress utilities at Westford Street, RAB 2nd, unanimous. RAB wanted to hold off on the tabled petitions due to the absence of a joint plan. JPE felt that NE Tele was willing to depress, why hold it up. DJR stated that he wanted to put all petitions on personal hold. Mr. Hoar stated that if DJR put a personal hold on the petitions he is putting the burden on the property owners not Mass Electric or Lowell Cable. Attorney Shanahan then spoke from the audience on behalf of his client, Marketplace Office Park, he did concur with Mr. Hoar that withholding approval now it slows down convenience, communications and electricity to taxpayers. Developers can only file petitions with utility companies. If this is held over until the 8/11/86 meeting, there is no guarantee that his client will be taken care of in a minimum of 6 weeks. DJR withdrew his personal hold on Parkhurst Road as he did not want to hurt anyone. RAB stated that the issue was Westford Street. DJR removed his personal hold on all petitions. BAT made a motion to approve all tabled petitions except Westford Street, RAB 2nd, DJR oppose unanimous. RAB asked Mr. Hoar about a pay phone for the Town Hall, Mr. Hoar said that he would mention it to Mr. Gagan but that the BOS should file a request with the business office. Mr. Hoar will call the office with names and addresses of contacts for Mass Electric and Cable TV.

8:00

PUBLIC
HEARING
JACK'S
DINER

Attorney Joseph B. Shanahan, Jr. came before the BOS representing John Y Morgan Corp., a Mass Corp., doing business as Jack's Diner. Sole stockholders are John and Diane Morgan residing at 80 Boston Road, Chelmsford, Mass. Mr. Shanahan gave the BOS an affidavit under Chapter 138 indicating that the abutters to the property had been notified of the Public Hearing and 18 out of 22 have been returned. Mr. Shanahan gave

of the Corporation are. They have been operating Jack's Diner since April of 1982. Their operation is beyond reproach, a fine family restaurant. John runs it on a full-time basis, wife Diane, his sons, his mother and mother-in-law all work in the restaurant, and all who have good interest in the restaurant. The Morgans purchased a Wine and Malt Beverage License from the Lloyd family when they purchased Jack's Diner. The BOS approved the transfer to Morgan. Mr. Shanahan stated that they were before the BOS to seek an expansion on that license to an All Alcohol License in connection with changes in the operation. Mr. Morgan has made major renovations to the storage area of the restaurant. Two months ago he moved the cooking operation from behind the counter to the rear of the facility and put a new modernized kitchen and a new fire extinguishing system, new ice machine, etc. They are proposing a small expansion to the restaurant which currently consists of 1250 sq. ft., 800 sq. ft. of which is dining area. Mr. Morgan plans to lease an additional 250 sq. ft. between Jack's Diner and the coin shop. This will expand the operation as well as seating capacity. They are now open on Friday evenings and very busy on the weekends. There are 7 tables. Many people do not want to sit at the counter. By relocating the existing counter, hope to open up 6 additional tables seating about 24 people; then creating a difference dimension to the counter by adding 4 stools. By changing operation and menu, adding a subtle bar facility this will provide a greater variety and bring in more patrons as a result of the expanded license. The total change is a modernization of the site, which is a big step as Mr. Morgan leases the site. He is spending between \$40,000 - \$60,000 to renovation kitchen and dining facilities. Seating layout will go from 65 to 80 seats. Small bar area behind counter is not to be viewed or considered a lounge. Counter will continue as a counter. The Morgans are a fine family and run a fine facility with a good track record. Mr. Morgan has had 16 years in the retail business in Star Market, he worked in every department and then served as a store manager for a number of years. Which is a much bigger operation and more employees. Mr. Shanahan presented the BOS with 2 letters of endorsement from Attorney Dennis McHugh and Dr. Tolman, both abutters. DJR asked if the drinks would be served. Mr. Shanahan said that the drinks would be served by waiters but did not want the restriction of individuals not being able to carry drinks to their seats. Generally the people would be served at their tables. The number of stools will be reduced by 9 and an additional 24 seats added in tables. BAT asked what the hours of operation are. Mr. Shanahan stated the hours are from 6:00 a.m. to 1:00 p.m. He asked for the same type of license that has been issued in the past to others in Town (6:00 a.m. to 1:00 a.m.). HRJ asked if family would continue to run the business. Mr. Morgan's father-in-law has experience in tending bar and serving liquor. RAB asked if the Lessor had been notified. Mr. Shanahan said they were notified by certified mail, and Mr. Morgan met with Mr. Kydd (owner of building) to discuss the application and he chose not to appear. Mr. Shanahan stated that Mr. Kydd was quite aware of application and in favor of it. RAB asked for proof. RAB stated that in the application there is \$40,000 worth of capital investment, when Mr. Shanahan had said between \$40,000 and \$60,000. RAB asked for clarification. Mr. Shanahan stated that they hoped for \$40,000 but it is difficult to tell at this time. The Building Inspector will inspect the restaurant. Mr. Shanahan stated that as far as improvements, not only were they approved by the Building Inspector and Fire Inspector, they were applauded. RAB asked for clarification of the seating capacity. There will be seating for 80 and maximum occupancy is 90 (employees). The restroom facility will be modernized. The employees that serve alcohol will be of legal age and all will participate in an alcohol program. RAB asked if Dr. Tolman is an abutter. Mr. Shanahan stated that Dr. Tolman is a tenant not a property owner abutter. The full alcohol license will bring in

revenues of 15% from alcohol and 85% from food. The percentage today is less than 1% from alcohol. RAB feels that with a full alcohol license it will no longer be a family-oriented restaurant but will begin to cultivate something other than the typical nuclear-age family. Mr. Shanahan stressed that it would not become a tavern, bar or lounge. Mr. Shanahan stated that compared to other all alcohol establishments were they seek 25% to 30% from alcohol, Jack's Diner is dramatically less at 15% from alcohol. RAB asked JPE how many all alcohol restaurants are in town. JPE said there are 14 all alcohol restaurants with 6 or 7 licenses left to be given out. Mr. Richard Tevlin of 197 Billerica Road spoke in opposition to the granting of the license. He felt that the expansion would only serve to exacerbate the parking problem within Chelmsford Center, there are already enough drunk drivers on the road, it would change the character of Chelmsford Center and it is not in the best interest of Chelmsford. Barry Balan of 17 Jessie Road, spoke in favor of the license. He stated that the operation is family-oriented. In the expansion the bar area would be off during breakfast and he felt that it would improve the diner and the area. JPE asked if anyone else wished to speak in opposition or in favor, hearing none, he closed the Public Hearing. JPE then spoke to his fellow Selectmen, not as a Selectman but as a regulatory agent for the Board of Health. He stated that in the last 4 years when either JPE or Richard Day inspected the Diner, Mr. Morgan never received less than an "A". He has met all standards and codes required by State and local Board of Health. Mr. Morgan has done an excellent job. DJR made a motion to approve for the hours of 11:00 a.m. to 1:00 a.m., 2nd BAT, RAB discussion regarding JPE and the Board of Health. RAB asked JPE if he planned to vote. RAB stated that he would question Town Counsel. JPE said that the two powers are separated and have nothing to do with his vote as Selectman. The vote was 4 to 1. JPE, DJR, BAT, HRJ in favor. RAB opposed.

REPORTS DJR had no reports at this time.

BAT stated that she heard that the Boy Scouts may be having trouble raising money and that they may be forced to sell the East School. Most of the complaints are from neighbors in the area, as Selectmen they have a responsibility to hear their complaints. She requested inviting a representative of the Boy Scouts to the 8/11/86 to discuss this and a sign that was posted on Sunday advertising church services. HWR to obtain terms of sale from Town Counsel. BAT suggested sending the request to the Boy Scouts by certified mail to be sure that they received it.

BAT asked HWR if he had any luck in obtaining an updated Fire Department Civil Service list. HWR said that he was still waiting for it.

BAT made a motion to ask the Town Engineer to move the Brentwood drainage problem up on his priority list as this is a problem and has been on going for some time, DJR 2nd, unanimous.

BAT questioned the letter from Allied Cartage concerning their request for a reply from BOS concerning their letter of 6/19/86, should she or Town Counsel reply? HWR felt that due to the possibility of litigation, Town Counsel should reply. BAT wanted it noted that she did not vote favor of the B.F.I. award. RAB requested that the BOS review the letter from Town Counsel before it is mailed.

HRJ wished to commend the 4th of July Committee and the Elks for the fine job they did over the 4th of July holiday. He did state that there is a need for trash containers at key intersections along the parade route (Parkhurst Rd., Dalton rd., Fletcher St.). Perhaps if the trash containers were put out the Highway Department could pick them up after

trash along the route.

HRJ asked HWR to follow up on the letter sent to the Mobil Station in the Center as their area is still in disrepair.

HRJ stated that he noticed many residents with abandoned cars without license plates in yards. Felt this is not what the Town would like to project. JPE stated that he believed a resident could have one unlicensed car.

DJR stated that there was no one scheduled to remove the horses after the 4th of July parade and he had to move them.

RAB requested a letter be sent to the Lions commending them for fine job in the development of the booths and a second letter suggesting they give a booth to the Elks as it was difficult to see their table after dark. He also requested a letter be sent to the Town Celebrations Committee for their fine job and a second letter sent requesting adequate trash containers along parade route.

RAB stated that the BOS had asked the owners to the Chelmsford Mobil Home Park to come in, he asked if they had been invited to come in again. JPE said that this is in the middle of heavy litigation. The BOS recognizes that 256 notices of eviction had been served on residents of the park. RAB then asked if the Rent Control Board could come in to share concerns and give update. DJR stated that the Rent Control Board is very busy. JPE stated that he is involved on a State level with Amy Anthony and Carol Amick with much of the work being done behind the scenes. This is a very sensitive issue and that it would be unwise to have the owners in at an open meeting. JPE attended a tenants meeting to get input from tenants and found emotions running high, 60% are on a fixed income with no place to go, Attorney General's office is now involved and JPE known that the owners would not attend meeting.

RAB stated that he would like a letter from someone who was aware that the spillage occurred at the Amoco Station as the proprietor denied the spill occurred. JPE checked with Cpt. Galloway and called the owner of the Amoco, both denied any spillage. RAB said something occurred.

RAB stated that he was told the parameters set up by the Town Celebrations Committee were violated by a hot dog vendor. It was JPE's understanding that the hot dog vendor was outside the fire plug and not within the parameters. DJR said the parameters were from the railroad tracks to Academy. The fire plug inside Academy.

RAB asked to invite the Resource Recovery Committee to come in to give update, or BOS give them new charge or disband them. No reports have been coming in. RAB made a motion to invite chairman and members to come in to discuss committee, 2nd HRJ, unanimous. RAB stated that the BOS give them a new charge or a final report.

RAB asked for an update from Town Engineer regarding the Little League Fields and soccer fields on Mill Road. HWR stated that Town Engineer is very busy and still has not hired an assistant.

REPORTS -
HWR

HWR stated that the Department closed the fiscal year in good financial shape. One problem with Police, but it was resolved. Bids will be opened 7/10/86 for carpeting and renovations. Asked BOS to go into Executive Session to discuss two union issues and collective bargaining.

UNFINISHED
BUSINESS

DJR made a motion to approve the license for Mike Tiano to operate a slush machine at the Texaco Station on Littleton Road, RAB 2nd, unani.

Highway Department Bid Awards: Sale of Excess Equipment (all high bidders): Robert Wotten, 62 Alice Ave., Fitchburg, purchase one used 12' grader snow plow for \$2,250; J.E. Harrington & Sons, Inc., 8 Maple St., N. Billerica, purchase one used Austin-Western Road Grader for \$1,100; James Crotty, Chelmsford, to purchase one Ford F750-1977 less engine for \$200; award gradall rental bid to Gillette Equipment Co., Inc., N. Brookfield for \$45.00 per hour (only bidder). DJR made a motion to accept bids, 2nd BAT, RAB discussion as to why there were no local bidders for Gradall rental, asked HWR to get a copy of specs from Harold Gray and review them. Suggested excluded Gillette from motion. DJR made a motion to accepts bids as submitted and approved by the Executive Secretary, roll call vote: JPE-Aye; DJR-Aye; BAT-Aye; HRJ-opposed; RAB-opposed; 3 to 2 vote, bids accepted. Gillette's contract can't carry past fiscal year. Even though awarded doesn't mean he has to do work. HWR to investigate further and report at 8/11/86 meeting.

NEW
BUSINESS

BAT stated that she received a call from Mr. Goguen at 10 Queen Street stating that the Highway Department has not done any seeding at his property and that his backyard has filled up with water. HWR stated that a letter has been sent to Mr. Goguen (as stated at last meeting) that work has been done and that he should install a sump pump to tie into catch basin. HWR said the Highway Dept. is not going back on a weekly basis for maintenance of his yard.

BAT received calls from neighbors in the Brick Kiln Road area that the Police were doing tactical training late at night and the residents were frightened. BAT asked HWR to request Chief McKeon notify residents as to when the Police would be doing this again.

BAT requested HWR to schedule a meeting of the Fire Chief Subcommittee within the next two weeks.

RAB requested the Highway Department repair a large sink hole at the corner of Rack and Winslow Roads.

RAB stated that at the last meeting the BOS discussed a sign, and RAB talked about a policy that was adopted on 5/20/86 whereby the Town did not put any signs up until such time as BOS went through due process.

RAB stated that there is a 30 mph sign on Old Westford Road and asked that Officer Daley check to see if it is a Town sign and if not, perhaps install one.

DJR made a motion to adjourn to go into Executive Session for collective bargaining, 2nd BAT, all in favor roll call vote: JPE-Aye; DJR-Aye; BAT-Aye; HRJ-Aye; RAB-Aye.

Submitted for the Board of Selectmen,

Beth A. Gibbs

Beth A. Gibbs

The history of the United States of America is a story of growth and change. It begins with the first settlers who came to the continent in search of a new life. They found a land of vast opportunities, but also of challenges. The early years were marked by struggle and hardship, but the spirit of the pioneers was unyielding. They built a nation that would become a beacon of freedom and democracy for the world.

The story of the United States is one of resilience and innovation. It is a story of a people who have overcome adversity and built a great nation. The United States has been a land of opportunity for all who have sought it. It has been a land of freedom and democracy, where the rights of the individual are protected and the voice of the people is heard. The United States has been a land of progress and innovation, where the spirit of the American dream has inspired generations to build a better future.

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BOS Meeting Aug. 11, 1986	Regular meeting of the Board of Selectmen held Monday, August 11, 1986. Members present were: Mr. Emerson, Mr. Ready, Miss Towle, Mr. Blodgett and Mr. Johnson. Howard W. Redfern, Jr., Executive Secretary, was also present. AUG 29 10 24 AM '86
Open Session - Acting Fire Chief	During the Open Session Acting Fire Chief James Sousa was present to meet with the Board. He stated that when he met with the Board on June 23 they promised to set up a meeting with him prior to July 7. JPE said that conflicting schedules have made it hard to set up a meeting. Acting Chief Sousa stated that a majority of the Board was present on July 7 and is again tonight, and asked the Board if they received the letter he sent to them. JPE said they all received a letter dated August 6, 1986. He said that he has submitted a letter requesting an extension of his leave of absence from Civil Service, and JPE said they will act on this in Public Session. Mr. Johnson said he would be willing to discuss it now and RAB said he would prefer to have an agenda of the items to be discussed beforehand. Mr. Sousa asked when the Board is going to select a new chief, and also said that he needs access to Town legal counsel. RAB said he should channel requests for legal counsel through the Board. Mr. Sousa then said that he is consulting with Martin Ames and would like BOS approval. He also wants to discuss an increase in his budget, wants access to the BOS and the Ex. Sec., had requested a Deputy Chief test in March, and made these notes 4½ months ago. He said that he will discuss these matters any time, either publicly or privately, that they are important issues to him and his men, and that they are now working under a very difficult situation. DJR said that he hasn't tried to set up a relationship, that the Board told him to deal with the Ex. Sec., and Mr. Sousa said that he wants to discuss his relationship with the Ex. Sec. with the Board.
Monmouth Street	David Campbell, 19 Monmouth Street, said he had come to the Board in February about the paving of Monmouth Street, which was approved by the 1985 Annual Town Meeting, and asked why the matter is not on the agenda for tonight, since he has been calling the office. The Ex. Sec. said that the Town Engineer is on vacation but has the drawings complete. The Chairman said he would make an appointment for Mr. Campbell, the Ex. Sec., the Town Engineer and Mrs. Patricia Garrigan, 29 Monmouth Street to meet to discuss the matter when the Engineer returns from vacation.
Minutes Approved	At 7:30 p.m. the Chairman called the meeting to order. Motion DJR, second BAT, to approve the minutes of June 23 and July 7, 1986. RAB noted that he had not received copies, and abstained. Copies will be sent to him tomorrow.
Pole Petitions	Frederick Hoar, New England Telephone Company, was present with 2 pole petitions. The first, on Brick Kiln Road, was to remove 3 poles and place 2 new ones for access by UPS. Motion BAT, second RAB, to approve. Vote was 4 in favor, 1 abstention (DJR). Mr. Hoar then presented a petition for placing conduit on Oak Street and Littleton Road to improve service. The conduit would run from Oak Street to the Westford line and includes the trailer park. No roadway would be torn up. Motion BAT, second HRJ, to approve. Vote was 4 in favor, 1 Present (DJR).
Reports	Under Reports, RAB reported that he had attended the initial eviction notice hearing for the Mobile Home Park. Under New Business, motion DJR, second BAT, unan. to request a 120 day extension of his leave of absence from Civil Service for Acting Fire Chief James Sousa.

Motion DJR, second BAT, unan. to request the Ex. Sec. for a report on Monmouth Street at the next meeting.

RAB commented that there seems to be a problem with the Town Engineer that he was asked for a report on the Little League fields on March 2. Motion RAB, second DJR, unan. to ask for a definitive answer and report from the Ex. Sec.

RAB also stated that he can see professionalism coming into the Town Office building, with computers, etc., and he feels the Board should consider a minimum dress code, especially for the custodial staff. The Ex. Sec. said that the Supt. of Public Bldgs. is seeking prices for uniforms, and RAB asked if the Board could have a report by the next meeting.

JPE said that in Vinal Square we now have blinking green lights in both directions and still have a speeding problem. Motion DJR, second BAT, unan. to authorize the Chairman to deal with the State on signalization. JPE said that we need to change from green to flashing yellow lights.

UPS - Brick
Kiln Road

At 7:45 pm the Board met with Attorney James Geary, representing Uni Parcel Service, who are building a new service center on Brick Kiln Road. He said they have purchased more property on the easterly side of the road for a personnel type building and for single parcel pick-up and drop-off. They want to bring sewerage from that building to the treatment plant on the westerly side of the road and need the Board's permission to cut the road for a 3" pipe and to grant a permanent easement for maintenance. DJR asked if they have been to the Sewer Commission, and Atty. Geary said they are not part of the Industrial Sewer District. DJR said they still need permission from the Sewer Commission. Motion DJR, second BAT, unan. to approve, contingent upon approval from the Sewer Commission and the Planning Board.

Route 129 -
PWED Grant

Attorney John Carragher, representing Tambone, addressed the Board re the PWED grant for Phase 2 on Billerica Road. Under the PWED grant the State will contribute \$515,000 and the Town is expected to match with \$335,000. Mr. Tambone and the other developers have paid more than \$150,000 towards the design work from Omni Way to Progress Ave., and they will fund \$175,000 of the required matching \$335,000, which means the Town will have to pay \$160,000. He added that the Town has not yet seen the tax benefits from Billerica Road. Phase 3 will include from Progress Ave. to Golden Cove Road. The State has time constraints - construction must start within 180 days, and he asked the Board to move quickly.

DJR said that this presentation was made to the Traffic and Safety Committee, and he thought we agreed to raise the \$160,000 through donations from companies (not developers) located within the area. A spokesman from the Chamber of Commerce said that the Chamber will develop a letter to these companies and get back within one week, but he doesn't feel that the businesses will put up the total \$160,000, that the Town should put up some of the money.

JPE said that he has information from Bob Tierney, State DPW, that Towns that get PWED grants owe their fair share, and he feels that the Town should pay a small share. HRJ said that the Planning Board was told that the developers would bear the cost of upgrading Route 129, and he doesn't feel the Town should spend any money. DJR said he agrees with HRJ, that it shouldn't cost the Town anything. The Chamber of Commerce said they would find money for the design, he feels the State is trying to get money out of us and let's see what we can get and offer it to the State.

Underground Utilities sent'd DJR asked if he gives them a list of streets, could he give us an estimate of the engineering fee. Mr. Loth said they would also need to have a field meeting, and pointed out the disadvantages of trying to convert to underground, especially from a monetary point. Motion DJR, second BAT, unan. to approve the Academy Street petition from New England Telephone, which has been on Hold.

Atty. Martin Ames re Scout Bldg. Attorney Martin Ames was present, representing the Greater Lowell Boy Scout Council. The Council is based in the former East School on Carlisle Street, and BAT asked him when the property is going to be cleaned up. Mr. Ames said that when they bought the school from the Town they said they would start a capital fundraising program, which has to be approved by the United Fund. He said that the inside of the building has been cleaned up, that there is no trash or debris outside, and admitted that the building does need to be painted. He explained the covenants on the deed. BAT said that the neighbors are complaining about the outside of the building and asked again when are they going to fix it up, that she thought the renovations were going to be done earlier. Mr. Ames said that he had expected they would be, too. BAT asked if there are church services held there, and Mr. Ames said probably. RAB asked if a letter from the BOS to the United Fund stating the Board's support of the Boy Scouts fundraising would help, and Mr. Ames said that anything the Board could do would be welcome. He also added that the Council has had to spend money on the roof and heating system.

Unfinished Business

Under Unfinished Business JPE said that RAB had brought up a potential conflict of interest with JPE's vote on Jack's Diner liquor license.

JPE had requested an opinion from Town Counsel and read the opinion to the Board.

Motion DJR, second BAT, unan. to appoint William J. Meuse as a Truck Driver/Laborer in the Highway Dpet.

Motion DJR, second BAT, unan. to appoint Mary Jane Grant as Clerk in the Police Dept.

Motion DJR, second BAT, unan. to award the bid for the reconstruction of Acton Road to Hiway Paving in the amount of \$158,650., and the bid for the reconstruction of a portion of Westford Street to Hiway Paving in the amount of \$97,370. as recommended by the Highway Supt.

DJR moved to approve a 1-day Beer & Wine license for Xerox Corp. to be used at Russell Mill Club, but no proof of liability was received and the license was not issued.

Motion DJR, second BAT, unan. to approve four (4) 1-day Beer & Wine licenses for St. Vartanantz Church for August 17 and 24, and September 7 and 14, for parish picnics.

Motion DJR, second BAT, unan. to approve a 1-day Beer & Wine license for a House of Hope auction at St. Mary's Church on September 26.

Motion DJR, second BAT, unan. that the Board vote to purchase the Lowell Cranberry Company land in Chelmsford by eminent domain.

Motion DJR, second BAT, unan. to appoint Sharon Galpin as part-time clerk for the Town Engineer, effective September 2, 1986.

The Ex. Sec. stated that the application has to be re-submitted by August 18, with a letter of intent, that we have \$319,000 in Chapter 90 funds and that after the bids for Acton Road and Westford Street are awarded there will be a surplus of \$62,000 that we may be able to use. HRJ said that he does not want to use this money except for paving more Town roads, and still feels that it was implied that the widening of Billerica Road would be paid for by the developer. BAT said she thinks we should use Chapter 90 money and made a motion to do so (no second). DJR said he feels we need Chapter 90 money for Town roads and moved that we apply to the State, telling that we already have \$175,000 and are working with the Chamber of Commerce to raise \$160,000.

PWED Grant
cont'd

The Ex. Sec. said that if we file with less than \$335,000 we won't go into the second round of funding. The third phase will cost \$1.2 mil. and for a \$160,000 investment we will get \$1.7 mil. worth of roads. RAB said he wants to save surplus Chapter 90 money for streets that really need work and moved not to proceed with the application.

Mr. Carragher re-stated their position. Mr. Tambone stated that he feels PWED funding is changing and that Chelmsford \$515,000 is the largest funding granted to a Town, app. 3% of the \$15 mil. being given. JPE said that we may have to check with Town Counsel about spending this money without Town Meeting approval. Ron Thompson, Vanasse/Hangen asked if the Town could pledge future Chapter 90 or other state monies. Motion DJR, second HRJ, unan. to file the application by August 18 with the \$175,000 commitment and stating that we are working with the Chamber of Commerce to raise the additional \$160,000.

Under New Business JPE read a request from Town Counsel that the BOS vote to accept the Russell Mill land as agreed with Jay Finnegan. Vote was 4 in favor, 1 opposed (RAB) to accept this land.

New Business

Deputy Chief Pennryn Fitts and Dog Officer Frank Warren were present to discuss the Doberman dog owned by Mrs. Helin, 79 Elm Street. Deputy Fitts said that after the Public Hearing he had heard that people had been chased by the Doberman, and submitted 4 letters from residents stating this. He read excerpts from the letters, and recommended that the BOS order the Doberman removed from Town. Mrs. Helin's son John was present and told the Board that the problem is solved - the pups are gone, the Doberman is tied up and the problem was 4 wolf pups, which are also gone. HRJ said that his Doberman will still have to be removed and John Helin answered "No way". RAB said that there is an appeal process. JPE said that the motion was made 6 - 8 weeks ago and will still stand - vote on June 23 was to have the Doberman removed from Town in ten weeks, and was 3 in favor, 2 opposed (JPE and DJR). Deputy Fitts said he will explain the appeal procedure to the Helins.

Helin
Dog -
79 Elm St.

Craig Loth, Mass. Electric. and Glen Beasley, New England Telephone, were present to discuss the depression of conduits. David Pierce, Lowell Cable TV, was unable to be present due to illness, but he had told the Ex. Sec. that they will depress if the other companies do, but with a charge to the Town. DJR said he finds electric wires offensive and that the telephone company has indicated that they will depress their conduits. Mr. Loth showed a map of Academy Street, which indicated that both poles have street and flood lights for the Town Common, and said that if the Board has a problem where the companies want to go underground let Mass. Electric and NET know. DJR said we are ing to start sewerage soon, and when a road is opened, could the utilities go underground then in the common and Central Square areas. Mr. Loth explained that both companies are franchised in the Town to go overhead, to go underground the Town would have to put the money up front, and they can't put primary cables in the

Utility
Companies
re Depress
ion of
Conduits

Police Sergeant Raymond McCusker, president of the Police union, and Police Officer Edward Rooney were present to discuss a grievance filed by Officer Rooney. They requested that this be heard in open session rather than executive. Police Union Grievance

Sgt. McCusker explained the grievance to the Board, stating that Off. Rooney was injured in the line of duty on August 2, 1985, worked until August 5, and then required surgery and was out of work for 5 months. He had used 14 vacation days at that point, had 14 more days to use prior to January 1, 1986 but was unable to return to work before that time, and asked the Chief to pay him for the 14 days. The Chief said No, based on a recent court decision. The union believes that he is entitled to the pay since the vacation days were accrued prior to his injury, and they are asking the BOS to allow him to either re-schedule his vacation or be paid for the 14 days. Attorney D. Moschos, labor relations advisor, was present and told the Board that Off. Rooney should have 28 days plus 14 days vacation this year, or the 14 days should be paid to him. The Board asked Off. Rooney what he preferred and he said he would like the days, subject to re-scheduling by the Chief.

Motion DJR, second BAT, unan. to grant the approval of the grievance and that it would be a full settlement of the grievance in all its aspects.

At 10:15 p.m. motion DJR, second BAT, to adjourn to Executive Session to discuss strategy re collective bargaining. Roll Call vote was as follows: DJR-Aye; BAT-Aye; RAB-Aye; HRJ-Aye; JPE-Aye. The chairman announced that the Board would not be returning to open session and there would be no announcements. Adjourn to Ex. Session

For the Board of Selectmen, by

John E. Carter

F
F

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Town Clerk

REGULAR MEETING OF THE BOARD OF SELECTMEN
AUGUST 25, 1986

RECEIVED
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TOWN CLERK

MEMBERS
PRESENT

MEMBERS PRESENT: Mr. Emerson, Mr. Ready, Ms. Towle, Mr. Blomgren and Mr. Johnson. Mr. Redfern, Executive Secretary, was also present.

7:30 p.m. Mr. Emerson called the meeting to order.

APPROVAL
OF MIN.

DJR made a motion to approve the minutes of August 11, 1986, BAT 2nd, unanimous.

ROADSIDE
VENDORS
LICENSE

7:35 p.m. Doreen Bonney and Dolores Jamros were present before the BOS with an application to operate a hot dog stand at 83 Groton Road (Marty's Bait Shop). It will be a 7'x12' trailer that needs to be towed. Sits at the Bait Shop parking lot. HRJ asked Ms. Bonney if she had any experience. Ms. Bonney stated that she and her husband run a wholesale business but that she did not have any experience in the hot dog business. They will storing their perishables with refrigeration and freezer with a hook-up at the Bait Shop. DJR questioned the permanance vs. mobility issue as the previous hot dog vendors licensed through the Town have been portable. Is this a building or a trailer? DJR would like input from the Board of Health, Building Inspector and Town Counsel. DJR made a motion to hold until the next regular meeting until input from Board of Health, Building Inspector and Town Counsel, BAT 2nd, RAB abstain, JPE abstain due to the subsequent action of the Board of Health. RAB stated to Ms. Bonney that the BOS was looking for a more complete application listing the hours, types of products, business plan of objectives, pricing structures, etc. Ms. Bonney stated that they would be open only on the weekends from late morning until 7:00 p.m. There is ample room for parking. The trailer is parked at Ms. Bonney's parents' home at 31 Harding Street for inspection by the various boards.

REPORTS
DJR

DJR gave a report from the subcommittee of DJR, BAT and HWR with a recommendation to the BOS on appointing the new Fire Chief. DJR made a motion to post the Fire Chief job immediately with the job description described as under Chapter 48, Section 42 of the Mass. General Laws which requires resumes be submitted to the BOS by 9/30/86; advertise in local weekly, daily and Boston newspapers; that after the close of receipt of resumes (9/30/86) the BOS reviews resumes and references and selects qualified candidates who will be notified by the middle of October, on or before 10/15/86; that the BOS will schedule a test on or before 2/28/87 for the selected candidates; after the test the BOS will interview the passing candidates and would appoint on or before 3/30/87, BAT 2nd, RAB discussion relative to bringing the time limit in to a closer date, DJR stated that the Committee recommended on or before 3/30/87 so that testing, interviewing, etc., may be done "on or before" the dates specified. HRJ felt the timetable was too long. All in favor, HRJ opposed, unanimous.

ACTING
CHIEF
SOUSA

7:45 p.m. Acting Fire Chief James Sousa was present before the BOS on various matters. Mr. Sousa stated that he was not aware of the meeting until 8/25/86 as he was on vacation and his mail was being held at the Post Office. DJR stated that a message was left at the Fire Station for him one week prior to the meeting. The first item Mr. Sousa addressed concerned the timetable for the Fire Chief position which was addressed earlier in the meeting and Mr. Sousa felt it might be somewhat too soon. Mr. Sousa stated that Civil Service testing was going to be held in March for Fire Chiefs which would be available at no cost to the Town. DJR stated that it is not a Civil Service job and it is preferred not to have Civil Service give the test. RAB asked Mr. Sousa if there were any benefits in using the Civil Service test. Mr. Sousa stated that Civil Service announces the materials they will be using and it gives the applicants more time to study for the test. Mr. Sousa asked that a copy of the timetable be distributed to all fire stations. Mr. Emerson said that the timetable would be posted.

Budget - Mr. Sousa stated that this issue goes back to 4/2/86, prior to the Town Meeting, and he was of the opinion that if Chief Reid were to leave, his successor would have a hard time trying to live within the budget. Mr. Sousa said that the budget was reduced by approximately 14%. HRJ asked Mr. Sousa where he felt the deficiencies were. Mr. Sousa said that the fire stations need considerable repairs and there was not enough money in his expense account. Mr. Sousa said that he had no luck with Capital Planning. There has been a list of unmet problems turned in year after year. RAB stated that the men are equally as important as the equipment. RAB felt that Mr. Sousa should develop priorities and set them accordingly. DJR stated that the BOS has always supported the Fire Chief on all requests for capital improvements and maintenance and has never cut any requests. Mr. Sousa said that Chief Reid had increased the budget by \$10,000 - \$15,000 to purchase equipment for the trucks, then \$15,000 was taken out of the budget. JPE stated that everyone had their budget cut and that amount was the Fire Department's share. RAB asked Mr. Sousa for a summary schedule of things to be done at the stations. HWR stated that when the FinCom met and gave the sum of money to be given out, the Fire contract had to be met with the extra money that the Town had and all of it was used. RAB asked Mr. Sousa if there are any areas that are underfunded that would jeopardize the safety of the men, machines or the public and if Mr. Sousa could outline those at the next meeting. RAB asked if Mr. Sousa could work within his current budget and if he could forecast the deficiencies and give recommendations to meet fiscal targets. JPE stated that he is aware that Chief Reid was frugal and that money is needed to update the fire stations as some of the largest code violations are in the fire stations and that the BOS is aware of this. DJR asked that the overtime budget be handled with a tight fist. Captains doing clerical work on overtime and that men were on overtime for the tornado watch. DJR concerned with overspending

of overtime. Mr. Sousa said that the Captains were doing clerical work as reorganization was needed when the Chief resigned. Mr. Sousa was working on a short-range plan as he thought the selection process would be shorter. Mr. Sousa asked Cpt. Galloway to fill the vacant Deputy Chief position and to continue with his fire prevention work. Deputy Chief job was filled by overtime. Mr. Sousa stated that he and Walter Hedlund of Civil Defense requested input from the BOS relative to the tornado and did not receive an answer. Mr. Sousa waited until 5:45 p.m. to make decision regarding overtime due to the weather watch. HWR had told Mr. Sousa not to put any men on overtime. JPE stated that Mr. Sousa has the power to make any decisions as a strong Chief.

Overall changes in Fire Department - Mr. Sousa stated he wanted to add more men at the Stations and fire prevention. Some options are layoff, consultant to discuss reorganization of department, etc. Mr. Sousa stated that by the year 2000 half of the force would be enforcing and inspecting and the Town would not see a fire truck for months. HRJ asked Mr. Sousa to explain the drilling and training procedures for fire fighters. Mr. Sousa said drilling and training is done a regular basis by a Deputy Chief. Mr. Sousa feels a full-time training officer is needed. Mr. Sousa stated that the training by the State Instructor was cut in April. DJR asked if Mr. Sousa thought the structure should be reorganized. Mr. Sousa said that he thought the department needed more men during the day. RAB suggested that Mr. Sousa come before the BOS at the next meeting with a short-term plan, long-term plan and issues regarding what training is being done today and what is planned for the next 3-4 months.

Request to Use Town Counsel - Mr. Sousa wishes to continue with Attorney Ames and would like a similar request form made up to use with Mr. Ames. JPE stated that the BOS would not be opposed to Mr. Ames finishing his cases and then Mr. Sousa utilizing Mr. Moschos through the BOS. DJR made a motion to send a letter to Attorney Ames assuring him that the BOS supports using him to finish cases he is involved with and the use of Town Counsel by Mr. Sousa through the BOS, 2nd BAT, unanimous. RAB made a motion that Mr. Sousa's short-term plan should go up to 3/30/87 and the long-term plan to infinity (to year 2000), 2nd BAT unanimous. Mr. Sousa feels that the new Chief must have some understanding from the BOS with regard to the budget and reorganization.

Mr. Sousa told the Board that he did not recall being invited to this meeting at the last meeting.

It was decided by the BOS to go through the rest of the agenda and come back to Mr. Sousa.

JOINT
MEETING
WITH
SEWER
COMM.

8:45 P.M. Joint Meeting of BOS/Sewer Commission - The purpose of this meeting was in order that 16 Orders of Taking for easements in North Chelmsford be signed by BOS and Sewer Commission in order to go forward with the funding. Mr. Dan Moynihan of Town Counsel's office was present to discuss the Orders of Taking. Mr. Moynihan stated that the 16 Orders were to lay the sewer lines. He outlined the details as follows:

1. Notify land owners.
2. Obtain signatures of BOS and Sewer Commission.
3. Record Orders in the Registry of Deeds within 60 days and make payments within 30 days.
4. Send letter to land owners with a Release asking that they accept the award offered to them (each award is different).
5. Land owners can appeal to Court for the amount of damages.
6. After recording, the Town owns the land.

No risks as far as liability. If land owners file an appeal, it will not affect the land takings as they are appealing the amount of the award. Total amount of taking over \$20,000 for damages awarded and costs of recording. DJR made a motion to accept the land takings, 2nd BAT, unanimous. JPE had a letter from Weston and Sampson requesting that the BOS open the restriction limits to the sewer contractors from 11/15/86 to 4/1/87. DJR made a motion to waive the restriction for road openings for the sewer commission, 2nd HRJ, unanimous. JPE read a lengthy letter from Weston and Sampson regarding the waiver of restrictions of road opening. Paul Treppany of Weston and Sampson was also present stating that if the asphalt plants were closed, there would be no digging. Paul Treppany also discussed the Special Town Meeting scheduled for 9/25/86 and the articles dealing with the Sewer Department, all non-money articles. The first being the permission from the BOS to take easements in Chelmsford Center, the Sewer Commission must enact a betterment program, the BOS must enact a user charge system, failure to pay sewer bills - must enact a system to put a lien on their property, and a sewer use program. Mr. Moynihan stated that there are 4 things needed for amendments to Chapter 420 of 1985. The first is to allow the Town to act as borrowing agent for the district, second is to amend the debt limit from \$2 million to \$3 million, third is to allow the time for indebtedness for the district to issue bonds from 2 years to 3 years, fourth is to allow the district have a taxing power; may have to add to the powers the power to take property by eminent domain.

HRJ made a motion to set up a Special Town Meeting for 9/25/86, 2nd BAT, unanimous.

DJR made a motion for a 5 minute recess, 2nd BAT, unanimous.

APPOINT- MENTS

DJR made a motion to appoint Milton H. Kinney, Jr. of Dracut, as Local Building Inspector, at the established rate of pay, 2nd BAT, unanimous.

HRJ made a motion to appoint Anthony Ma of Leominster as Assistant Town Engineer, at the established rate of pay, 2nd BAT, unanimous.

DJR made a motion to appoint Laura Lavoie of 56 Warren Avenue, Chelmsford, Mass., as Assistant Dog Officer, at the established rate of pay, 2nd BAT, unanimous.

ANNUAL
APPOINT-
MENTS

DJR made a motion to reappoint Gustave H. N. Fallgren of 31 Byam Road and Eileen M. Duffy of 3 Locke Road as regular members of the Board of Appeals, 2nd HRJ, unanimous. DJR made a motion to reappoint Robert J. Scharn of 55 Swain Road, as alternate to the Board of Appeals, 2nd BAT, unanimous. DJR made a motion to reappoint Ronald Pare of 5 Brick Kiln Road, as alternate to the Board of Appeals, all in favor, unanimous. DJR made a motion to appoint James K. Flynn of 29 Chamberlain Road, as alternate to the Board of Appeals, DJR, JPE, HRJ in favor, RAB, BAT opposed.

DJR made a motion to reappoint Bernard F. Lynch, Town Offices, Sharon Galpin of 2 Santa Fe Road, and Mary Tevlin of 10 Bartlett Street, to the Bike Trail Committee, HRJ 2nd, unanimous.

DJR made a motion to put Blue Ribbon Resource Recovery Committee on hold as the BOS is waiting for a final report. JPE asked that a motion be made to disband the Committee. RAB and HRJ felt that the Committee should be given a new charge. HRJ 2nd motion to put Blue Ribbon Resource Committee on hold, unanimous.

DJR made a motion to reappoint Norman Locke, Walter Kivlan, John Fisher, Patt Moser, Marianne Paresky, Gary Frascarelli and Gerry Rigby to the Chelmsford Cable Commission, 2nd BAT, unanimous. DJR made a motion to reappoint Jacob Sartz and Ford Cavallari as alternates to the Chelmsford Cable Commission, 2nd BAT, unani.

DJR made a motion to reappoint Conrad Stone of 10 Montview Road, to the Capital Planning Committee, 2nd BAT, unanimous. DJR made a motion to reappoint Janet Hendl, Library Trustee, 2nd HRJ, unanimous. DJR made a motion to appoint David McLachlan of 51 Brentwood Road, on the condition of his acceptance, 2nd BAT, unanimous.

RAB made a motion to reappoint Walter Hedlund, Pennryn Fitts, Melvin P. deJager, George Dixon, Raymond Day, William Edge, Donald Savage, Charles Galloway, Kathy Brough, 2nd DJR, unanimous to the Civil Defense Committee.

DJR made a motion to reappoint Deputy Chief Pennryn D. Fitts and Acting Chief Sousa to the Emergency Medical Service Council of Greater Lowell, Acting Chief Sousa was present at the meeting and stated that he did not want to be reappointed. DJR made a motion to put this Committee on hold 2nd BAT, unanimous.

DJR made a motion to reappoint James McBride of 70 Boston Road, and Karen Flynn, 235 Acton Road, to the Conservation Commission, 2nd HRJ, unanimous.

DJR made a motion to reappoint Christina Ahern, Kathleen L. McDonald, Dr. Howard Moore, Paul Dube, Allen Bennett, Esther Christensen, John Cryan, Annette Holtzman, Eleanor F. Ricker, George A. Ricker, Verne Woodward, to the Council on Aging, 2nd HRJ, unanimous. Advertise opening on Council on Aging.

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DJR made a motion to reappoint Joy Chadwick, Patricia Fitzpatrick and Helen Glinos, to the Cultural Council, 2nd BAT, unanimous.
DJR made a motion to appoint James Turcotte, 2nd HRJ, unanimous.

DJR made a motion to put Dog Pound Committee on hold, 2nd HRJ, unanimous.

DJR made a motion to disband the Drug and Alcohol Prevention Committee, 2nd RAB, unanimous.

At the request of JPE, DJR made a motion to reappoint John P. Emerson, Jr., Dr. Robert Carlson, Linda Allen, Deputy Chief Fitts, Franklin Warren, Dog Officer, and Mary St. Hilaire, 2nd HRJ, unanimous.

DJR made a motion to reappoint the Board of Selectmen to the Energy Advisory Committee, 2nd RAB, unanimous.

DJR made a motion to reappoint Henrick R. Johnson, Jr., J. Perry Richardson, Mitchell Korbey, Richard Main, Charles Parlee to the Facia Loan Advisory Committee, 2nd BAT, unanimous.

DJR made a motion to reappoint Cheryl Warshafsky, Lisa Royce, Karen Flynn, Susan Carman and Bernard Lynch to the Fair Housing Committee, 2nd RAB, unanimous.

DJR made a motion to reappoint Reginald J. Furness and Richard D. Harper as Fence Viewers, 2nd BAT, unanimous.

DJR made a motion to reappoint Richard Lahue, J. Perry Richardson, Paul Canniff, Harold Davis, and Bruce Foucar and as alternates, Leon LeMaire and Richard Burkinshaw per the recommendations of the Chairman, Mr. Lahue, 2nd RAB, unanimous.

DJR made a motion to reappoint Martha Sanders, J. Perry Richardson, Jane Drury, Joseph Kopycinski, Dr. D. Lawrence Fadjo, Florence Gullion, per Martha Sanders' recommendations, 2nd HRJ, unanimous.

DJR made a motion to reappoint Jean Organ, Richard Lahue, Jeanne Parlee, Nancy Leonard, Gail Lapan, Dana Caffelle, Charles Parlee, Harold W. Organ, Jr., Elizabeth Gavriel, Helen George, Carolee Hill, Dawn Siphon, to the Holiday Decorations Committee, 2nd HRJ, unanimous.

DJR made a motion to reappoint the Board of Selectmen to the Home Rule Advisory Committee, 2nd BAT, unanimous.

DJR made a motion to reappoint Thomas St. Germain, James L. Glinos, John Sullivan, Jr., and Timothy Hehir to the Industrial Development Commission, 2nd BAT, unanimous.

DJR made a motion to reappoint Henrick Johnson, Jr., to the Industrial Development Financing Authority 2nd BAT, HRJ abstain, unanimous.

DJR made a motion to disband the Insurance Advisory Committee with the proviso that HWR make a recommendation to the BOS regarding this committee, 2nd BAT, HRJ abstain, unanimous.

DJR made a motion to reappoint Manuel Sousa, Timothy O'Connor, Paul Douglas, Francis Hovey, Elmer Crowell, Anthony Succo, George Buote, Harry Silveria, 2nd HRJ, unanimous, per the recommendations of Timothy O'Connor.

DJR made a motion to appoint to the Merrimack Valley Health Planning Council, Col. Roland Rosenthal as first appointment, 2nd BAT, unanimous. DJR made a motion to appoint to the MVHPC, Frederick J. McOske as second appointment, 2nd HRJ unanimous. HWR to call MVHPC concerning the number of seats available for Chelmsford.

DJR made a motion to reappoint Barbara W. Gibb, Karen W. Pierro, and Jo-Ann E. Roth as Police Matrons, 2nd BAT, unanimous.

DJR made a motion to reappoint Donald Butler, Irene Corsetti, Joan Dillon, Barbara Gibb, Helen Chafe, Loretta Weaver and Estelle Abely as Special Police for school crossing guards and school buses, 2nd HRJ, unanimous.

DJR made a motion to reappoint Bruce MacDonald, Joan Murray, Paul Murphy, Harry Ayotte, Robert Charpentier, Jack Bilodeau, Gerald Coutu, Evelyn J. Newman, Steven J. Hone to the Recreation Commission, 2nd HRJ, unanimous. DJR made a motion to appoint Ronald G. Zylich of 94 Acton Road to the next available opening on the Recreation Commission, 2nd HRJ, unanimous.

DJR made a motion to reappoint John Rourke, John Warren, Robert Sweet, Bernard Ready to the Rent Control Board, 2nd HRJ, unanimous. DJR stated that he received a call from Cheryl Warshafsky stating that she would be stepping down from the Rent Control Board. DJR made a motion to appoint Samuel Poulten to the Rent Control Board, 2nd JPE (JPE stated that Mr. Poulten has attended all hearings), RAB, BAT, HRJ opposed, HRJ felt the opening should be advertised as all openings have been. DJR made a motion to reappoint Cheryl Warshafsky for 2 weeks, 2nd RAB, unanimous.

DJR made a motion to disband School Municipal Administrative Coordinating Committee (SMACC), 2nd BAT, unanimous.

DJR made a motion to reappoint Jean Rook, Deborah Dion for 3 year term, 2nd HRJ, unanimous. DJR made a motion to appoint Henry R. Hamelin, Jr. of 44 Elm Street and Ronald W. Wetmore of 247 Acton Road for a 2 year term, 2nd BAT, unanimous.

DJR made a motion to reappoint Dennis J. Ready, Patrick Daley, James Pearson, William Dalton, Sue Carman, Jason Athas, Bradford O. Emerson, Samuel Poulten, Karen Wharton and Kris Gleason, 2nd BAT, unanimous.

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DJR made a motion to appoint Charles C. Chronopoulos, Fred Powers, Howard F. Given, William McAnistan, Joseph P. Pivirotto, Michael Coulter, Joanne F. Peredina, Timothy Crowley, John Manning, Paul V. Larkham, Brian R. Alley, Charles C. Chronopoulos, Jr., Roger E. Boulette, Christopher C. Chronopoulos, as Special Police, Town of Tyngsboro, 2nd HRJ, unanimous.

DJR made a motion to reappoint James Gifford, Walter Hedlund, Ray Day, Dana Caffelle, Charles Marderosian and recommend that Carl Rizzo of the Elks be appointed, 2nd BAT, unanimous. DJR made a motion that a designated sponser from the sponser of the booths, 2nd RAB, unanimous. Letters to the Elks and Lions asking them for the name of their designated sponser. to Town Celebrations Committ

DJR made a motion to reappoint Charlotte DeWolf, Julia Fogg and Frederick Burne at the Committee to Update Town History, 2nd HRJ, unanimous.

DJR made a motion to reappoint Robert E. Donaldson, Russell Butterfield, James J. Walker, John J. McNulty, George F. Waite, Alfred H. Coburn, Carl J. Lebedzinski, Herbert Knutson, Russell Stark, Melvin deJager, Harold Giffin, Robert T. Clough, to the Veteran's Emergency Fund Committee, 2nd HRJ, unanimous.

DJR made a motion to reappoint Howard W. Redfern, Jr., Ernest Day, Harold Gray, Robert McCrady, Bill Mullins, and Dot Woodhams to the Workmen's Comp Safety Committee, 2nd BAT, unanimous.

REPORTS-
JPE

JPE Reports - JPE met with Carl White of Amy Anthony's Office in conjunction with the Mobil Home Park situation. JPE stated that there are a few avenues open, a third party to sit down with the tenants and the owners in the Mobil Home Park perhaps in the form of a consultant. JPE has been informed that there may be money within the State to do this. Also money available for special town counsel in the areas of eminent domain. The state lawyer and assistant executive secretary Mr. Moynihan. They will come up to Chelmsford to meet again. JPE will keep the BOS up to date.

REPORTS -
HWR

HWR Reports - Mrs. Helin has filed a petition with Lowell District Court regarding the Doberman decision.

DJR stated that the BOS has voted for a Special Town Meeting for 9/25/86. At the last town meeting there were articles on regarding eminent domain taking on the sand and gravel land. The majority of the BOS felt at that time that they did not want to support it, that there was plenty of time. Since the project is moving ahead, moved that the articles regarding the landtaking that were on the Annual on the Special and make a decision on the position prior to the Special. DJR feels that otherwise there will not be a quorum. DJR stated that since he did not get a second on the motion, he reworded it to put an article on the Special to take the land by eminent domain for some other reason, i.e., public use other than resource recovery plant so that the Town has the control of the land. Perhaps adding an article to get an opinion on yes or no on the resource recovery plant. RAB would like to have BFI come in and discuss their plans. DJR

would like to see what the people think. DJR feels that there must be an article to do something with the land. DJR stated put the same articles on and word use as recreation purposes. HWR stated that once BFI gets their permit for siting, that means they have a landfill site located at some area. HWR felt land should be taken as landfill or ash receiving plant. DJR made a motion to put article for the taking back on for an ash landfill and meet with BFI beforehand to present all the facts to the people, also put an article on that should those articles be defeated, Town allocate money for a consultant to assist in economical and environmental issues, do not need to assess if the Town buys this and going with deal but need to fund if not, need to fund something to come up with a professional report to submit to the State to stop it, and an article to use the money allocated previously to do an environmental study or a professional to go in and try to stop it, 2nd BAT, HRJ opposed, unanimous.

JPE asked that the BOS give thought to the Elderly Drop In Center to appropriate money for construction. DJR stated that the Town already appropriated \$200,000. They have their plans and will make a presentation to the BOS the last meeting in September. DJR and HRJ feel it belongs on the Annual Town Meeting.

NEW
BUSINESS

RAB - request the Highway Dept. repair gully on Marshall Street near the new homes.

RAB - request the Highway Dept. repair gully in front of 135 Old Westford Road.

RAB - it has come to his attention that the track at McCarthy Jr. High School is in poor condition. He would like a letter sent to the School Committee asking that they consider it in their next budget plan to recover it. RAB made a motion to send letter to Recreation Commission to examine the track and make a recommendation to the School Committee, 2nd HRJ, unanimous.

RAB felt that the position of Personnel Director be reconsidered. DJR said this was dropped because of lack of funding.

RAB asked if the BOS wanted to put the Strong vs. Weak Chief article on the Special. DJR made a motion to put the Strong vs. Weak Chief article on the Special Town Meeting, 2nd RAB, HRJ and JPE opposed, unanimous.

JPE - Request Patrick Daley, Safety Officer, to review Roy Clough Lane for street lights. DJR made a motion to get recommendation from Patrick Daley regarding street lights and a recommendation from Town Counsel regarding what can or can't be done on Roy Clough Lane, 2nd HRJ, unanimous.

ACTING
CHIEF
SOUSA

The meeting with Acting Chief Sousa began again with Mr. Sousa stating that he has always felt the BOS was his boss. Mr. Sousa stated that he does not care for expediency as he feels it is standard procedure of the BOS to manipulate situations so that the facts fit the solution that has already been devised, for example the front of the fire station. The article at the Town

Meeting to have an engineer view the opening was defeated. DJR stated that it was the intent of the BOS and Chief Reid to have this article defeated at Town Meeting. JPE stated that he sent Steve Wojick to view the door for safety factors. Mr. Sousa feels that the floor of the station is much more important to be fixed. RAB recommended that there is as safety threat and code violation and if money is needed go to the FinCom for a transfer into Special Projects. DJR made a motion to put an article on the Special to fund the structural study of the fire station, 2nd HRJ, unanimous.

Pay Raise for George Fetzer, Mechanic - DJR made a motion to approve 2% raise to George Fetzer, retroactive 7/1/86, 2nd HRJ, unanimous. The money is in the budget.

Mr. Sousa feels that he and Mr. Redfern are not communicating. HRJ stated that anytime Mr. Sousa wants to talk to any board member, call at anytime. Mr. Sousa feels that there is a problem with information being passed from HWR to BOS. RAB stated that there is a chain of command from HWR to BOS. DJR stated that the BOS is looking for Mr. Sousa's assurance that he will go along with the BOS.

Compensation - HWR and JPE stated that Acting Deputy Chief Galloway did not know why he had a pay raise. Mr. Sousa will discuss this with Mr. Galloway. RAB asked that Mr. Sousa come in to get the BOS's feed back on various departmental practices. Mr. Sousa asked if the BOS had a problem with the acting positions. BAT stated that it was decided by the BOS that they did not want to appoint anyone in an acting position. HWR said he told Mr. Sousa, Mr. Sousa said HWR did not. Mr. Sousa said that he has asked the BOS to review his compensation and feels the BOS has done nothing about it. Mr. Sousa feels he should have been invited to the 5/23/86 special meeting when it his pay was calculated back to 5/1/86, promoted without telling salary. DJR felt that Mr. Sousa's pay would stay at Deputy Chief rate. Mr. Sousa paid himself at the Chief's level and then it was adjusted by Ernie Day. Mr. Sousa would like to get some of that money back that was taken out of his check.

Mr. Sousa stated that the letter from Mr. Redfern dated 8/6/86 was defamatory. A lengthy discussion followed between Mr. Redfern and Mr. Sousa.

Mr. Sousa asked the BOS if they had questions or problems with Mr. Sousa. DJR felt that Mr. Sousa should not have gotten up at Town Meeting to discuss his budget.

JPE had a letter from Town Counsel asking for a vote on the deeds, with the exception of North School, for the Highland School, Old North Town Hall, and Louise Bishop Senior Center, DJR stated that the Highland School is being used for storage by the school department, the Old North Town Hall is being used for storage by the Town Hall, he feels that if the BOS turns the property over, the Housing Authority will want to storage moved without a new location for it. DJR made a motion to get a clarification from Town Counsel on the contingencies for next meeting, 2nd BAT, unanimous.

ADJOURN-
MENT

JPE made a motion to adjourn. Roll call vote: DJR, aye; BAT, aye; RAB, aye; HRJ, aye; JPE, aye.

Submitted for the Board of
Selectmen

Beth A. Gibbs

Beth A. Gibbs

At a polling of the Board of Selectmen on 8/27/86 it was voted to appoint Cheryl Warshafsky for a 1 year term to the Rent Control Board as opposed to 2 weeks after consideration by Cheryl Warshafsky.

Submitted for the Board of
Selectmen

Beth A. Gibbs

Beth A. Gibbs

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Town Clerk

MEETING OF THE BOARD OF SELECTMEN
October 6, 1986

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Members present: Mr. Emerson, Mr. Ready, Ms. Towle, Mr. Blomgren
and Mr. Johnson. Mr. Redfern, Executive Secretary was also
present.

Open Session: Linda Allen, Chairman, and members of the Dog Pound Committee were present to discuss the plans and specs for the construction of a new dog pound. JPE stated that when the first specs went out to bid, 1 bid came in at \$169,000 (\$119,000 over budget). The plans then went back to Mr. Wojcik, Town Architect, and have been returned. Ms. Allen stated that the Dog Pound Committee members have no technical background. However, they felt there were many things over budget. Ms. Allen stated that there was \$50,000 appropriated for the dog pound. JPE stated that the \$50,000 figure was a 1982 figure, and may have to request additional funding. DJR stated that he was aware of a person with architectural degree who wanted to join Committee and felt it would be a good addition to Committee. JPE asked if members of the Dog Pound Committee and Dog Officer have gone over the plans. Deputy Chief Fitts stated that they have discussed it somewhat but they do not have the technical ability. Mr. Fitts asked what the BOS could do to move this project forward. Mr. Fitts stated that Mr. Wojcik did cut down on some costs. JPE asked if the original plans were overdesigned. Mr. Fitts felt that they were not overdesigned. JPE stated that local contractors have been contacted, however they are very busy at this time. Ms. Allen felt that the original specs require a large contractor. DJR asked HWR to go through the specs and try to cut back to make it a reasonable bid, then meet with Mr. Wojcik and present a new bid to the BOS. JPE felt that it should be down to the bare necessities to meet the needs of the community. Mr. Fitts asked if the Town Engineer could add any input. Ms. Allen asked for a time frame. JPE stated that HWR try to meet with Mr. Wojcik and tell him to cut specs to the bare necessities. HWR stated that he could have a summary by Thursday. RAB asked who reviewed the first specs. HWR stated the no one had reviewed them. JPE suggested the Dog Pound Committee be invited to their next meeting. JPE stated that a meeting be scheduled with HWR, Mr. Wojcik, Town Engineer and Building Inspector on Thursday or Friday.

7:30 p.m. Mr. Emerson called the meeting to order.

7:30 p.m. DJR made a motion to approve a proclamation proclaiming October 4, 1986 as Chelmsford High School Class of 1966 Day, 2nd BAT, unanimous.

DJR made a motion to approve a proclamation proclaiming October 4, 1986 as Joan E. Wilbrenner Day, 2nd BAT, unanimous.

7:30 p.m. Mr. Eugene Bell was before the BOS to request an appointment as liaison to the Emergency Medical Services (Merrimack Valley EMS Corp.). There is one corporate slot for Chelmsford. Mr. Bell has been a resident of Chelmsford for 7 years, has served as Chairman for last 2 years for the Tri-hospital Paramedics Steering Committee, Vice-President of St. John's Hospital, member of the State Advisory Board for the Dept. of Public Health under emergency services. Mr. Bell also stated that he would be interested in serving on the ambulance committee. DJR made a motion to approve the appointment of Eugene Bell as liaison to the EMS, 2nd BAT, unanimous. JPE stated that Mr. Bell is very qualified for the position.

DJR asked if Bay State Ambulance be heard before Monmouth Street. JPE stated that the BOS would move out of order and called for Bay State Ambulance. At that time, the representatives were not present.

DJR made a motion to approve the minutes of 9/15/86, 9/22/86 and 9/25/86, 2nd BAT, unanimous.

7:35 p.m. James E. Pearson, Town Engineer, was present to give an update on Monmouth Street. Mr. Pearson had a final plan of reconstruction of Monmouth Street. Mr. Pearson stated that the plan is fairly basic. He filled in a low spot, put in drainage, widened the road to a width of 22 feet and smoothed out the curves. At the end of the road, there is no room for a turnaround. If sidewalks are installed, it would require the removal of several trees and additional expense. There was \$75,000 appropriated, \$13,000 having already been spent on Riverneck Road. The cost of the project, if done by the Highway Dept., would be \$70,000 - \$75,000. The cost would be \$115,000 if put out to bid. Mr. Pearson stated that with the money appropriated the Town could not go out to bid. Mr. Gray and Mr. Pearson had met and the Highway Department is able to do the work. DJR asked if the 22' width included sidewalks. Mr. Pearson said it did not. The 150 year old oak tree would be saved, however, many trees have to come down. RAB asked if the Tree Warden was involved. Mr. Pearson stated that the Tree Warden is not involved for road construction. Mr. Pearson stated that there are 8 houses on the street. He also said that more trees could be saved if entire width was not paved, however, this is not feasible. JPE asked Mr. Pearson for a time frame. Mr. Pearson stated that if the Highway Dept. does it, they can have the pipes in, the road graded and base coat down by Fall. JPE stated the Highway Dept. can make adjustments during construction to cut costs. Patty Garrigan of 29 Monmouth Street asked that she be informed as to how the end of the road would be finished, she would like a turnaround. The gravel road is now between 15' - 20' at various points. RAB asked to know what projects the Highway Dept. would be putting on hold if they do the Monmouth Street project. Mr. Pearson did not know. DJR made a motion to authorize the Highway Dept. to begin work on Monmouth Street, contingent on trying to adjust to as narrow as possible, build a turnaround, keep as many trees as possible, 2nd BAT, unanimous. RAB asked for the number of man days to complete the

project. Mr. Pearson believed it was 25 man days. Harold Linstad of 4 Monmouth Street asked if the road grade will be raised. Mr. Pearson stated that at the lowest spot of the street, it will be raised 4 feet. Mr. Pearson stated that he would adjust plans to reflect cutting down on the shoulder, change type of curbing, try to narrow, and save as many trees as possible. The big rock on the street needs to be blasted. Mr. Seifred of Riverneck Road stated that the rock was partly in his yard and is very concerned with structural damage being done to his house due to blasting. JPE stated that the Town could work with Mr. Seifred relative to his concerns. DJR asked if they could possibly eliminate the need to blast. Mr. Pearson stated that to go around the rock would require 10 feet and cause delays.

7:45 p.m. Bay State Ambulance Service - Atty. Shuman, Attorney and principle in limited partnership for Bay State Ambulance. DJR stated that the BOS had received some complaints of ambulances getting lost, delays in getting to sites, police cruisers going out looking for ambulance, and the ambulance drivers not radioing that they were lost. Atty. Shuman stated that they took over the contract in May and have tried to honor the contract. They have not received any complaints in writing. Atty. Shuman stated that statistically their response time is approximately 8 minutes. The vehicles are not garaged within the Town limits. Atty. Shuman stated that the drivers are to abide by State limits and statutes. They average 54 calls per month. The ambulances are being housed on Moody Street in Lowell and Oxford Street in Lawrence. If an ambulance is called out to Chelmsford or Dracut, another is dispatched by deployment system to cover the line to make certain there is sufficient coverage. HRJ asked what the contractual arrangements are with the Town. Atty. Shuman stated that as of 5/2/86 the Town was doing business with Bay State by virtue of an assignment of contract. Atty. Shuman stated that they bid according to the provisions of the new contract. BAT stated that Mrs. Pearlman had come before the BOS with a complaint regarding the response time of Bay State. Mr. Silvain, Director of Operations. Mr. Silvain stated that the person driving that night had been in the area for 4 years, but was unable to read the street sign. Their policy is to follow rules of the road without getting into accidents. This is safer, but sometimes makes for a longer response time. DJR stated that the street signs disappear periodically, but the BOS is looking for training for ambulance drivers so that they know the streets or at least carry maps. Mr. Pearlman stated that the complaint had not been logged with Bay State, but with Police. RAB asked for the corporate structure. Atty. Shuman stated that Bay State is a private concern, largest in Mass. and New England, and a national prospectus in Texas. Atty. Shuman stated that statistically the rate of complaints is low. Bay State makes their employees aware of the areas, streets, vehicles and equipment. RAB stated that Bay State should try for 100% efficiency. Atty. Shuman stated that they aim for 100%, but to achieve it is very difficult. Bay State services 15 communities on a front line emergency basis, 5 regional areas from Merrimack Valley to Springfield. Atty. Shuman stated that policy to have maps,

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street drills by regional director and try to place employees in areas that are familiar to them. RAB asked if the the policies are documented and if a representative from Chelmsford could view them. Atty. Shuman stated that a rep could see when the street drills were held and the instances of in-service training and refresher and kinds of tools used to keep employees up to date. Atty. Shuman stated that the rate structures for the 15 communities are identical except for cities and towns with long-standing contracts. RAB asked how the Town should report incidents to Bay State. Atty. Shuman stated that other communities have an EMS Commission to deal with Bay State on a monthly basis regarding response time, transports, etc. There is no fee for this service. There are 2 ambulances with a backup during the day at Moody Street and 1 in the evening. Main operation is out of Lawrence and Lowell is substation. DJR suggested relocating to Middlesex Street, North Chelmsford for faster access to Chelmsford and Dracut. Atty. Shuman stated that they would have to do a call analysis, as of now they are doing 125 calls between both Towns. They would have to look very carefully at justifying 1 ambulance at a new site. Relative to the lack of markings on the ambulances, Atty. Shuman said the ambulances should start being relettered by 10/12/86. Atty. Shuman stated that if an ambulance is called out to Dracut, another ambulance is dispatched from Lawrence to the Chelmsford Line, not necessarily at a substation. BAT stated that she has been on the BOS for 8 years and this is the first time a complaint has come to the Board. DJR stated that he would like the Ambulance Committee to work with Bay State and for Bay State to come up with some alternatives to improve service. Police Sgt. Steve Burns read a statement he had prepared regarding ambulance service. Sgt. Burns stated that the only area of complaint is response time due to not knowing the streets and locations. A possible solution may be an added stipulation to the list of stipulations in the ambulance contract dealing with training and geographical locations, carry maps and books. Ambulance drivers lacking these instructions should not be able to respond to calls in Chelmsford. This should facilitate faster response time and do away with any confusion over missing road signs or road construction. Sgt. Burns spoke with members of the Fire Department and they agreed to the added stipulations. Sgt. Burns had been timing the ambulances over the last few weeks and found that the response time was between 12 and 14 minutes. Sgt. Burns felt the drivers were very courteous and do a good job. DJR asked Sgt. Burns if numbers on houses help. Sgt. Burns stated that numbers definitely help and should be large. Sgt. Burns stated that he would like to work on a campaign to get all houses numbered in Town. Mr. Gray, Supt. of Streets, has a list of 15 missing street signs.

8:30 p.m. PUBLIC HEARING - CEDAR HOUSE BEER & WINE LICENSE - JPE stepped down as Chairman. Vice-Chairman Ready read a letter from Atty. Harrington to JPE regarding the rehearing of the Cedar House due to the request for an opinion relative to the scope of the hearing, the following was rendered: 1. the hearing was being held as a result of a remand decision from the ABCC dated 9/8/86 and review of the decision indicates that the scope of the remand should be limited to the issue of the denial of the original license, ie. the issue of public necessity, further it

is a remand decision based on issue which has been raised at a prior hearing, only those members of the BOS who attended the prior hearing should sit at the hearing of 10/6/86. DJR stated that JPE did not attend the prior hearing and will not be present at the 10/6/86 hearing. DJR opened the Public Hearing by stating that he was taking Town Counsel's advise and limiting the discussion to the issue of public necessity and allow the applicant to speak, allow the Board members ask the applicant questions and following that ask any persons who wish to speak in favor and in opposition, then close the public hearing and the Board can begin its deliberations. Atty. Joseph B. Shanahan, 11 Summer Street, Chelmsford representing the applicants, William and Dolores Kirk, with residence at 124 Plain Road, Westford, Mass. and own the property at 124-126 Tyngsboro Road, North Chelmsford known as the Cedar House Convenience Store. Atty. Shanahan stated that this public hearing was convened as a result of an order from ABCC. Specifically, the BOS voted on 6/11/86, for the second time in 9 months, to deny Mr. & Mrs. Kirk a Wine and Malt Beverage license in order to sell wine and malt beverages at 126 Tyngsboro Road. Atty. Shanahan stated that as a result of that decision the Kirks appealed the denial to the ABCC and after a Public Hearing on 7/29/86, the ABCC entered an order in which it found the BOS acted in an arbitrary manner in denying that license and remanded the matter back to the BOS for a rehearing on the issue of public necessity. Atty. Shanahan stated that the issue of public necessity will be raised because after being put on notice of the public hearing, the Board of Selectmen in the Town of Chelmsford scheduled the public hearing, advertised in the local newspaper, and sent certified mailing to the abutters the notice of public hearing. Atty. Shanahan stated that the abutters were also notified informally, not by the BOS or Atty. Shanahan, by handouts. Atty. Shanahan stated that after receiving notice of the Public Hearing, he discussed the issue of public necessity with Town Counsel and indicated that if the BOS would agree that the scope of the hearing would be solely public necessity and that the BOS would not consider any other issues in its deliberations, he would welcome the opportunity to narrow the scope to public necessity as ordered by the ABCC. Atty. Shanahan wrote to Town Counsel on 9/29/86 and asked if the discussion could be limited to public necessity. Atty. Shanahan received a letter from Town Counsel dated 10/1/86 indicating that the BOS would not agree to narrow the scope to public necessity and that Atty. Shanahan should prepare for a full hearing addressing all of the issues that have been addressed at the previous public hearings. Atty. Shanahan stated ask the Board if they are voting to narrow the scope of the hearing to public necessity which is contrary to the letter he received from Town Counsel on 10/1/86. DJR stated that he opened the Public Hearing stating that based on Town Counsel's advice the hearing will be contained to public necessity. DJR stated that he was prepared to hear all issues, however, based on Town Counsel's letter he felt they should maintain the issue of public necessity. Atty. Shanahan stated that his letter of 9/29/86 to Town Counsel specifically indicated that his understanding that the competence and character of his clients would not be an issue, the proposed plan that was submitted on 6/2/86. At this point DJR stopped Atty. Shanahan and told him that he felt Atty. Shanahan was getting away from the issue of public necessity. DJR stated that the list that

Atty. Shanahan wants stipulated is not public necessity and the hearing is to be only the issue of public necessity. Atty. Shanahan asked DJR what the date of the Town Counsel letter was that he read at the opening of the Public Hearing. DJR stated that the letter was dated 10/3/86. BAT stated that she was of the understanding the Atty. Shanahan's request for a Public Hearing dealing with only the public necessity issue had been denied. Atty. Shanahan asked that the record indicate that there were contradictory legal opinions dated 10/1/86 and 10/3/86. BAT wanted to know the reason for the 2 legal opinions. DJR stated that he was chairing the meeting based on the decision, which he was unprepared to get, the limit the hearing to public necessity. Atty. Shanahan stated that the reason for remand was the issue of public necessity. That was the issue that the ABCC found was decided in an arbitrary manner. Atty. Shanahan stated that the issue of public necessity, it is the size of the community and the convenience to the community in terms of liquor licenses and the beverages it provides. Atty. Shanahan stated that Mass. General Laws, Chapter 138, Section 17, the legislature specifically looked to the issue of population and liquor licenses. Atty. Shanahan stated that the general court determined that in terms of population a municipality can issue an all alcoholic beverage license to a package store. One license for every population unit of 5000 or any fraction thereof, and in addition, can issue a license for beer and wine only for each population of 5000 or fraction thereof. Last years census as indicated by the Town Clerk was slightly over 31,000 people and on the multiples of 5000 units, the BOS is allowed to issue and supervise seven all alcoholic licenses and seven beer & wine licenses. Atty. Shanahan stated that Selectmen records indicate that all 7 all alcoholic licenses have been issued, Gorham Liquors, E. Chelmsford, The Wine Rack on Mill Rd., Harrington Liquors on Summer St., The Westlands Package Store on Chelmsford St., The Highway Market on Rte 110, N. Chelmsford Wine & Liquor in Vinal Sq., and the Drum Hill Liquor Mart on Drum Hill Rd., despite the fact that the BOS is allowed to issue 7 wine & beer licenses, only 2 exist, 1 in N. Chelmsford at McEnaney's Market and other at Ted's Market on Chelmsford St. There remains by statute 5 licenses by population that can be issued. Atty. Shanahan stated that the licenses are granted in a very inequitable manner as far as population is concerned. Atty. Shanahan showed a map with a division at Route 110 and stated that of the 7 all alcoholic licenses granted, 5 are in the southern half of Chelmsford only 2 exist north of Route 110. Atty. Shanahan stated that of the 2 beer & wine licenses, 1 exists south of Route 110 and 1 exists north of Route 110. Atty. Shanahan stated that out of 9 liquor licenses, 7 exist in the southern half of the town, 5 alcoholic and 1 beer & wine. Atty. Shanahan then addressed the issue of adult population. There are approximately 8100 adults in south and over 8500 adults are north of Rte. 110. Atty. Shanahan stated that those statistics can be born out by studying Precincts 7, 2, 3, 12, 8 and 6 which are 6 precincts north of Rte. 110, and the remaining 6 precincts are south of Rte. 110. Atty. Shanahan stated that there are 6 liquor licenses serving less than half of the Town's population south of Rte. 110 but only 3 north of Rte. 110 serving the larger half of the Town's population. Atty. Shanahan stated that it is not

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equitable for people in the northern part of the town but is certainly a good arrangement for the couple of liquor licensees in the north. Atty. Shanahan stated that 3 licenses serving 8500 vs. 6 licenses serving 8100, it comes out to a disproportionate distribution of liquor licenses, geographically and by population. North of Rte 110, in the last 20 years, no all liquor licenses or beer and wine licenses have been issued. Since the Drum Hill Liquor Mart received their license in 1961, not 1 liquor licenses has been granted north of Rte. 110. Despite the fact that since 1966, the overall population in Chelmsford has gone up 37%. Since 1966, there has been many developments, ie., Richardson Road Apartments with 54 units, Hitchin' Post with 78 units, Scotty Hollow with 201 units, Williamsburg with 304 units and another 150 potential units, Adams Farm Condominium with 74 units and The Mill with 42 units. All of the mentioned multi-family developments are north of Rte. 3. Over 750 single-family residential units since the last liquor license was granted north of Rte. 110. Atty. Shanahan stated that it is obvious that has been a substantial growth and increase in population in that area. When looking at the issue of public necessity, one must look at the issue of serving the public. Not the issue of has there been a windfall to the 3 licensee in the northern portion of Town. Atty. Shanahan stated that the Kirks are not looking for an all alcoholic license, but asking for a license that under Chapter 138, Section 17 specifically enables the BOS to grant to serve constituents, public need and convenience. Asking the BOS grant the license, asking that the BOS read carefully the decision of the ABCC dated 9/2/86. Look back at the hearing of 6/2/86, the BOS postponed the decision to 6/11/86, on that evening DJR read a motion verbatim prepared by Town Counsel to deny the license. The reason for turning it down was that there were adequate licenses in the area to serve the needs of that portion of the community. There was a decision and reasoning prepared by Town Counsel presumably so that it would stand up. It was that vote and those reasons that went to the ABCC for the hearing on 6/29/86, Atty. Shanahan represented the Kirks and the Town was represented by Town Counsel who prepared the decision. The ABCC found that vote to be arbitrary, which has far-reaching legal implications over and above the terms and conditions of the beer & wine license. The ABCC determined that the BOS could not sustain that reason. Town Counsel could not substantiate the reason of inadequate need, it was sent back and re-examine that issue. Atty. Shanahan suggested to the BOS on the basis of the number of licenses available, the 20 years that have passed since the licenses have been granted north of Rte. 110, the enormous population growth in the Town, the enormous residential growth in this section of North Chelmsford and the total disproportionate allocation of liquor licenses geographically as well as numerically town-wise to substantiate very clearly that Mr. and Mrs. Kirk, located in the northerly most point of North Chelmsford, on 6/2/86 appeared with a petition with over 600 signatures saying that they would find it convenient to be serviced with a beer & wine license at this location. Atty. Shanahan stated that he did not feel that anyone could substantiate with the numbers and needs to deny this license and would hope that the BOS would look at the facts, as

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required by statute and civil law, and grant the Kirks the beer & wine license. Atty. Shanahan asked the Board members for any questions. BAT asked Atty. Shanahan if he felt the Town should have a package store in every precinct. Atty. Shanahan stated that he did the precinct in numerical breakdown on the locations from the zoning maps as noted, in the precincts there is no zone allowed for those kinds of uses and he is not supposing to the BOS to grant a variance in order to establish a package store. Atty. Shanahan's clients are in a properly zoned area. HRJ stated that over the past few years, the consumption of alcoholic beverages is not what it was a few years ago and attitudes have changed. Atty. Shanahan stated that the issue is of public necessity. The Legislature which is the governing body which sets the laws, is also the same which determines the number of package stores can be in a municipality by population. That legislature has determined that by population there is a need and justification for a license in the population breakouts. In terms of the public outcrys, the petition by 600 people is that it is much more convenient and much more competitive to have alternative means to buy beer and wine in North Chelmsford. RAB stated that per capita consumption is down, in addition there is a shift in the type of beverage, more towards the beer and wine vs. the hard liquor, also the demographic shift supports the need for the license in this area. DJR asked if anyone wished to speak in favor of the license. Speaking in favor were, Shelley Moura of 105 Tyngsboro Road, Jeff Stallard of Princeton Drive, Robert Kelley of 103 Tyngsboro Road, Mildred Whitney of 194 Tyngsboro Road, and Sandy Marcotte of 37 Harding Street. DJR asked if anyone wished to speak in opposition. Speaking in opposition were John Harrington of 149 Boston Road and Anne Belida of 5 Berkeley Drive. At 9:05 p.m. DJR closed the Public Hearing. DJR read from the ABCC that the Commission is reluctant to override a decision of a finding by a local Board that the area has an adequate number of licenses. DJR stated that he feels they are reluctant is because it is the job of the BOS. When the State sets the fact that a Town can have a license per every 5000, that is a maximum set by State. A City like Lowell may wish to issue the maximum number of licenses. A Town like Dracut may choose to go to Legislature and ask for more licenses. A Town like Carlisle may wish to issue no licenses. DJR feels it is incumbent on the BOS to decide what kind of Town Chelmsford is, it is somewhere between a Carlisle and a Lowell. DJR stated that this is not a mandate by the General Court, it is a maximum allowed by the General Court. DJR read further from the letter by the ABCC that they felt the decision was arbitrary and remand the matter to the BOS with the recommendation that the issue of public necessity be re-examined. DJR stated that he studied the minutes of the meeting and what transpired and could easily appear to be arbitrary, however, the BOS has a feel for the Town. DJR stated that perhaps he acted on gut feeling and would re-examine the issue of public necessity. DJR then showed a map and at each existing licensee (9), drew a circle with a radius of basically 5000 feet or slightly less than a mile. DJR stated that he looked at where it covered and the flow of traffic

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on major roads. DJR stated that Atty. Shanahan showed Precinct 12 and 8 of being in need of service in the North, but when looking at the normal flow, Precincts 12 and 8 come down Westford Street to Chelmsford Center, down Dalton, Old Westford Road. All of this feeds into Center Section or Drum Hill. DJR stated that looking at the overlap, basically in the Chelmsford Street area there are 3 places overlapping, in Chelmsford North there are 3 and if this license was granted, the biggest area of overlap is created. DJR stated that Atty. Shanahan discussed the issue of population since 1966 was increased 37%, however, the 37% growth occurred in other areas. DJR stated that from 1972 there has been a decrease in population. DJR stated that Atty. Shanahan divided the Town on Rte 110 taking the population of Precinct 6 which is the Westlands and putting it in the North to be serviced up North yet on the other side of Rte 110 (across the street) is Westlands Package Store. That area has 2 package stores and is conveniently served. DJR stated that he looked at the demographics and populations and feels that the Town has fulfilled adequately the number of licenses to provide service to the people and just because the Town is allowed up to 10 licenses, feels that the type of Town Chelmsford is now is adequately served. RAB asked DJR why he was using the number 5000. DJR stated that 5000 is the number the State establishes as a maximum. HRJ asked why Rte 110 was used as a cutoff point between north and south and stated that it is in one man's eyes as to the necessity of whether or not the license should be granted, one way it looks like a great necessity and another way it looks like there isn't a necessity. HRJ feels that it is up to the members of the BOS as to which way the Town should go as far as issuing beer & wine licenses. BAT made a motion to deny due to lack of necessity, 2nd HRJ, RAB stated that the Kirks have been very patient and the BOS has been very patient with them, they have done everything in their power to satisfy the Board and the Town in seeking to secure an opportunity to demonstrate to the Town and the people in the area that they deserve an opportunity, previous denials have failed, feels the BOS is searching for reasons to deny these people an opportunity. RAB stated that there are a number of different restrictions the BOS could put on to test to see whether or not this type of facility is suitable for the Community. RAB stated that there are some similar types of businesses approximately 1 mile away and hope that the ownership of those businesses have no bearing on the decision making process being made at this meeting. RAB believes that the ownership of at least one establishment is attempting to work the decision making process. RAB stated that the Kirks have demonstrated for the last 10-12 years that they can run a business, demonstrated their willingness to come in. DJR stated that is not public necessity. RAB stated that the BOS is quick to transfer to an unknown entity at Gorham Liquors, quick to grant a license in Vinal Square at Chelmsford Pizza and Seafood, very quick to transfer the license from Mr. Powers to Mr. Parlee in Vinal Square and yet the BOS continues to ignore the wishes of several hundred people who expressed a willingness and desire that there is a need for this type of product in that area. RAB state there are no Board members, except 1, that live in that area, the residents have sent a message to the BOS and has

extreme difficulty in understanding why that message is not been conveyed effectively given the presentations, the character and the necessity. RAB stated that he is astounded again as he was the last time. DJR polled the Board on the motion to deny due to lack of public necessity, RAB-no; HRJ-yes; BAT-yes; DJR-yes. DJR stated that the license is denied.

9:15 p.m. - The BOS took a 5 minute recess.

9:20 p.m. - Meeting with Reps of the Blue Ribbon Resource Recovery Committee and Chairman of the Finance Committee. HRJ stated that time is of the essence and info must be reviewed by December. The only way to extend the 30 day time frame is to get permission from BFI. Leo Paradis stated that BFI will not extend time. Mr. Paradis talked to DEQE and they stated they need 10 days to review. JPE stated that given the charge the STM gave the BOS in acceptance of the article to put up front money for a consultant or engineering firm to study the report, what role can the Blue Ribbon Committee play at this point to justify its existence, would they have to wait for review of statement, feel that info useful to a consultant or engineering firm? Mr. Paradis feels that the Committee could help focus the attention of a consultant on the issues that concern the Town, familiar with projects, someone needs to write a statement of work and Mr. Paradis feels they could contribute to that, Committee should read what the consultant says and report back to BOS. DJR stated that he spoke with the Chairman of the Blue Ribbon Committee and he feels that the Committee has served its function and to continue would only add confusion and a consultant does not need to deal with 2 Boards. DJR stated that there is a consultant that could recommend the best in the particular area and have the BOS work directly with consultant and telling them what to do. HRJ disagreed with DJR as he feels that the charge of the Committee is limited and the BOS is looking for them to help with work statement and screening of consultants. DJR stated that the BOS has professional consultants that could help with the screening now. HRJ feels that the Committee could give much input. BAT agreed with HRJ, the BOS should welcome all the help it can get. DJR stated that Weston & Sampson could recommend a consultant. JPE stated that he had no problem with the Blue Ribbon Committee remaining on to work with BOS in selecting a consultant, however, guidelines should be drawn. If the 9-member Committee does not stay together, the BOS should cut it half. HRJ made a motion to reappoint the Blue Ribbon Committee for 1 year, 2nd BAT, DJR discussion, DJR felt that the BOS has not determined the need. DJR stated that the Town allocated \$125,000, the number did not come from the Committee it came from the professionals that the BOS hired. JPE stated that there was a motion on the floor, all in favor, DJR opposed. HRJ made a motion to make part of the duties of the Blue Ribbon Committee to rank each company applying for the consultant position, submit those names of qualified companies, then BOS vote on their recommendation, 2nd BAT, RAB discussion, there is a need for a statement of work, all in favor, unanimous. HRJ made a motion to have the Blue Ribbon Committee draft a job description (statement of work) for the securing of appropriate consulting services to

support the Town as stated in Article 14 of the 9/25/86 STM, and come back to the BOS in a 2 week period, 2nd BAT, unanimous. RAB made a motion to send a letter to Sharon Zawicki of the Highland Council indicating that the Blue Ribbon Committee has been reinstated and that the BOS would like her assistance and cooperation with that Committee, 2nd BAT, DJR opposed, unanimous.. JPE stated that he had a problem with Ms. Zawicki getting involved as he feels that the Committee is a very capable panel, does the BOS know what her credentials are? RAB stated that the Committee could work with the Highland Council so that they would know what the Lowell side is doing. JPE stated that he is not concerned with the City of Lowell, only the Town of Chelmsford. RAB feels Chelmsford cannot solve problem alone. DJR felt doing that jeopardize the validity of the study, using a person that has been speaking out against the project and using that person on a Committee to hire a consultant could come back to cause problems. RAB suggested that there is another body that shares similar concerns. DJR suggested an exchange of data. JPE stated that the Committee may seek out any individuals that can be of assistance. Robert Pfeiffer stated that there is a conference to be held 10/20-10/22 in Chicago which is very worthwhile. Mr. Pfeiffer stated that it would be \$1,000 per person. DJR stated that Mr. Day from the Board of Health may give the opinion of the worth of the conference. Elizabeth Marshall, Chairman of the FinCon, stated that she would recommend to the FinCon to support sending 2 people to the conference. HRJ made a motion to allow 2 members to go to the conference, 2nd BAT, unanimous. Mrs. Marshall read a statement from the FinCom restating its position on Article 14. Susan Pong of Concord Road stated that she tried to get a copy of the BFI proposal and received a 1 1/2 page letter instead. JPE stated the letter was a economic outlook for Chelmsford.

DJR stated that Sgt. Burns gave him written suggestions to be passed on the ambulance study committee. Do the appointments at the next meeting and ask for applicants. DJR made a motion that when establishing a new committee, each Selectmen give a name, 2nd BAT, unanimous.

HRJ stated that he has a meeting scheduled with the Building Inspector regarding the abandoned car issue in Town.

HWR reported that the PWED application is moving along successfully for Route 129, spoke with Mass DPW and seem to be in the "ballpark".

DJR made a motion to grant a One-day Wine and Malt Beverage License to the Altrusa Club of Greater Lowell, 2nd BAT, unanimous.

DJR made a motion to grant a One-day Auctioneer's License to Joseph Finn and James L. Cooney Agency, 2nd BAT, unanimous.

JPE stated that he received calls from Church St/Quigley St residents regarding services at the Buddists Temple, many cars and people, police ticketed cars, police on duty directing

1
1
traffic. JPE stated that the Church Priests were to notify the BOS when they would be having large crowds so that the BOS could notify the residents. DJR made a motion to send a letter to the Church asking them to notify the neighborhood when a large group coming in, 2nd HRJ, HRJ discussion - send a letter addressing the issue, parking problems, cars will be ticketed and/or towed. RAB stated that the BOS cannot act discriminatory in that matter, simply send a letter to the Church asking for cooperation, 2nd BAT, unanimous.

JPE stated that he received calls from East Chelmsford residents relative to the closing of polling places. They were to be closed in 1988 regardless. Requested to find a suitable location for the November election perhaps until Spring, then come up with a permanent solution. DJR made a motion to send Town Clerk a letter asking for her recommendation, 2nd HRJ, unanimous. JPE stated that he has a meeting with Town Clerk Tuesday morning. HRJ stated that in order to change the voting day from Saturday to Tuesday, she needs a letter from the BOS well in advance. JPE stated that he would ask Town Clerk what she needs.

DJR made a motion to have HWR meet with the Town Architect, Town Engineer and Building Inspector on Dog Pound specs, 2nd BAT, unanimous.

BAT ask Acting Fire Chief for reserved fire list and Civil Service list.

BAT stated that the interview process will begin as soon as possible regarding the Fire Chief applications.

RAB stated that he received calls regarding Black Cove Paving as the facility continues to emit odor, soot, etc., traffic problems. RAB asked what could be done to eliminate the problems. RAB made a motion to contact Board of Health and DEQE, 2nd HRJ, unanimous.

RAB stated that he had an article from an Acton Newspaper concerning an award each year for different buildings that have been improved. RAB suggested sending the article to the Chamber of Commerce and ask them if they might like to consider some type of similar program.

RAB stated that the BOS received a letter from the Bargaining Unit Local 341 highlighting a number of issue regarding the Police, ie. equipment, cars, roof, security, etc. RAB made a motion to send a letter to the Chief for his recommendations as it relates to the Capital Planning and budget process, 2nd DJR, unanimous.

Tom Persia of 31 Billerica Road came before the BOS requesting a curb be installed in front of his property. The BOS previously recommended \$3,500 to place a catch basin, curbing, pipe, etc. to improve the situation. Mr. Persia very unhappy with work and slow process. BAT suggested trying to get curb put in at 31 Billerica Road.

12

JPE stated that William Edge, Supt. of Public Buildings, has given an update on the uniforms issue for custodians. He is awaiting prices from several companies. HRJ suggested following up with firms in Chelmsford.

DJR made a motion to adjourn to Executive Session for collective bargaining, 2nd BAT, polling of the Board, DJR-Aye; BAT-Aye; RAB-Aye; HRJ-Aye; JPE-Aye.

For the Board of Selectmen

A handwritten signature in cursive script, reading "Beth A. Gibbs".

Beth A. Gibbs

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RECEIVED

JAN 23 4 58 AM '87

TOWN OF MEDFORD
MARY E. ST. HILAIRE
TOWN CLERK

Regular BOS Meeting Jan. 5, '87	Regular meeting of the Board of Selectmen held Monday, January 5, 1987 Members present were: Mr. Emerson, Mr. Ready, Miss Towle, Mr. Blomgren and Mr. Johnson. Bernard Lynch, Executive Secretary, was also present.
Open Session	During the Open Session Elvira Cerundolo, 82 Medford Street, Malden was present to question some land she had owned on Mallory Street that was taken by the Town for back taxes in 1985. She claimed that she was never notified of the taking. The Ex. Sec. will talk to Town Counsel on the matter and contact Mrs. Cerundolo.
Call to Order	The Chairman called the meeting to order at 7:30 p.m.
Proclamation	Motion DJR, second BAT, unan. to proclaim the month of January, 1987 as March of Dimes Birth Defects Prevention month.
Minutes Approved	Motion DJR to approve the minutes of November 17, and December 8, 1986 Regular and Executive Sessions. Second for Nov. 17, BAT, unan. Second for Dec. 8 RAB, vote was 4 in favor. BAT abstained because she was not at the meeting.
New England Telephone Petitions	Elizabeth Kelly, New England Telephone Co., was present to discuss pole petitions. 1. Joint petition to move pole on Riverneck Road - this petition is at the request of the Town Engineer, there will be no cutting of the roadway, and the pole will be moved southerly down Riverneck Road in late January. Motion DJR, second BAT, unan. to approve. She then presented a petition to add a supporting pole on Main Street

and remove the guy wire on the pole near Wilson Lane, on a bad curve.
Motion DJR, second BAT, unan. to approve.

Ms. Kelly asked to withdraw the 2 petitions on North Road without prejudice. Motion DJR, second BAT, unan. to approve the withdrawal.

Under Reports, RAB commented that the stripes that were painted on Westford Street a few months ago have already washed away.
Motion RAB, second DJR, unan. to ask Harold Gray to attend a future meeting to discuss the type of paint being used and what could be done to have a longer lasting type.

Board
Member
Reports

RAB stated that there is sand and salt available for residents' use at McCarthy Middle School on North Road.

RAB commented that he had noticed a change in the composition of the sand and salt mixture used during the last storm, and said he felt that the Highway Dept. did a good job during a bad storm. JPE said they did an excellent job and he wants to congratulate the Highway Dept. and that the salt and sand ratio has been changed to protect the water supply.

DJR noted that with the new formula the dept. needs to widen the side roads more, especially those which are plowed by private contractors.

JPE reported that he received a call Saturday am that the Police Dept. roof was leaking badly. The Ex. Sec. said a Purchase Order has been issued to low bidder Bureau Brothers and the work should be starting.

On the renovations to the Center Fire Station JPE said that Architect Stephen Wojcik is meeting with the Historic District Commission tonight, and that the project should be going out for bid and started within 10 days.

RAB noted that a letter had been received from the Planning Board stating that a portion of Tyngsboro Road had been inadvertently re-zoned to RM.

JPE officially welcomed Bernard Lynch as Executive Secretary and asked for his reports. Mr. Lynch reported that on the Fire Station he has contacted Steve Wojcik and asked him to do a full structural review. He said that he has asked Harold Gray about monthly reports and they will begin on April 1.

Executive
Secretary
Reports

He said he had received a call from Maureen Murphy, Div. of Personnel Administration, who said she needs a Civil Service salary for the Deputy Fire Chief exam. This is up to the Board of Selectmen, and they can either let her know by Friday or abstain and the exam will state that the salary is "negotiable". The salary at present is 1.8 of the Chief's salary. Motion HRJ, second DJR, unan. to abstain for now and set the salary when the Chief is appointed.

Mr. D' Angelo was not present at 7:45 for the No. Chelmsford Auto Parts Class III license renewal. No one was present at 8:00 pm for the Chelmsford House of Pizza and Seafood Public Hearing on change in ownership.

JPE reported that we have received Town Counsel's opinion regarding Cedar the Cedar House license. Under a Court Judgment Town Counsel has asked that the Board grant a Beer & Wine Package Goods Store License to Cedar House tonight. He read the Agreement of Judgment, which put conditions on the license.

House

2,
Motion DJR, second HRJ, to approve the issuance of the license in accordance with Town Counsel's recommendations. Vote was 4 in favor, 1 opposed (BAT).

Fire Chief
Testing

JPE said that on the Fire Chief position, he would like a motion to continue the final round of interviews within the next 2 weeks. DJR said he would like a report from the Ex. Sec. on the status of the psychological tests. Mr. Lynch said he had talked to Dr. Barry of Stoneham, who has done testing for the Police Dept., to set up the psychological tests, although FinCom has not approved the transfer. Motion DJR, second BAT, unan. to schedule the interviews within the next 2 weeks and run the psychological tests concurrently JPE and BAT asked about testing only the 2 or 3 finalists, that it would save the Town some money. RAB asked about aptitude testing and JPE said not at this time. The Ex. Sec. will schedule the 5 semi-finalists for testing, and by the next meeting of the Board on Jan. 20 we should know the status of the testing.

No. Chelmsford
Auto Parts
Pub. Hrg. -
Class III
License

Charles D'Angelo then arrived for the Public Hearing on the renewal of his Class III Auto Dealer's License. JPE asked why it was necessary to hold a hearing on this license, and DJR said we have had problems in the past with fencing, building violations, etc. BAT said it is required by law to hold a hearing each year on the renewal of a Class III License. JPE noted that we have had no complaints from regulatory boards, and asked if any one present wished to speak in favor of or opposition to this license.

Michael Sweeney, who owns a 2-family house at 7 Sleeper Street, asked Mr. D' Angelo if he is allowed to truck in junk trucks after 5:30 pm and he said that sometimes he has to park in front of the gate overnight, since the yard is not lit. Mr. Sweeney said he finds debris in the road - glass, steel bolts, etc. and has noticed oil leaks, that oil is running along his property, and that they are also driving unregistered vehicles from Butterfield Street to Sleeper Street. JPE said that he should call the Bldg. Insp. or Board of Health whenever any problem of this type is noted.

Virginia Fox 5 Sleeper Street, said she has called the Bldg. Insp. because Mr. D' Angelo has unloaded trucks outside the fence, trucks have been there for 2 or 3 days, and she has 3 pages of documentation to show that he is not following the conditions of his license. Mr. D' Angelo said he will remind the yard manager of the conditions. HRJ said he feels the next infraction should cause his license to be revoked.

Motion RAB, second DJR, unan. to hold on this license until we get a report from the Building Inspector and a site inspection by the Board of Health.

Motion DJR, second BAT, unan. to ask Town Counsel for guidelines on what restrictions the Board can place on Class III licenses.

The hearing was closed at 8:30 p.m.

Mtg. with
State DPW
re Rte. 3
Rest Area

The Board then met with John Nash from the state D.P.W. and consultants Joe Namo and George Holmes from the firm of Congdon, Gurney & Towle. The DPW is planning to make improvements on the Route 3 Southbound rest area in North Chelmsford, and wanted to make a presentation to the Board on what they are proposing to do. They are planning to construct a 4 compartment restroom area building, plus do resurfacing, curbing, sidewalks, handicapped ramps and new lighting. There will be a multi-telephone station new signage, landscaping, with the cost of upkeep and maintenance to be paid by the D.P.W. They are proposing an on-site septic system, with a 6" water connection to Ward Way, and phone and electrical systems also from Ward Way. The total cost of app. \$300,000 will be borne by the D.P.W. and the

4
Federal Highway Program. They are hoping that the State Police will increase patrols in the area, and will check how often the facility will need custodial maintenance. There will be 2 separate maintenance contracts.

DJR asked if they had thought about the widening of Route 3, and they showed that they had considered this on the plans. Mr. Nash said that the D.P.W. would like to offer a public, information hearing to Town residents. DJR said that prior to the hearing he would like to see data gathered on the historic problems in Route 3 rest areas (homosexual activities). RAB asked the Ex. Sec. to check with Selectmens' Offices in Westwood and Barnstable, where similar type facilities have been installed, to see what problems they have encountered.

William McDade was present from Mass. Electric Company to explain the last 2 power outages in the Old Stage area on Nov. 12 and 13. He stated that there have been no problems since then. DJR said it seems that the Town has had more than our share of outages over the past 20 years, and asked if the equipment is at its maximum growth. Mr. McDade said that it is not yet at total capacity, that there is a question of visibility and they are trying to keep the service reliable. DJR asked about the feasibility of putting wires underground when the streets are opened for sewerage, and Mr. McDade said the cost would be prohibitive, that the electric company would need a separate trench for safety reasons. RAB commented that the Town had received a letter from E.O.C.D. re reducing streetlight costs, and Mr. McDade said he will have someone contact the Ex. Sec. on this matter. Mr. McDade concluded by stating that he has 2 responses: 1. to correct the trouble, and 2. to return residents calls. He asked Board members to keep track of any calls they receive at home and let him know the names the next day so that he may return the calls.

Wm. McDade
Mass. Elec-
tric re
Outages

Under Unfinished Business, motion DJR, second BAT, unan. to appoint John Goodwin to the Historical Commission.

Unfinished
Business

Motion DJR, second BAT, unan. to appoint Harold Linnerud to the Historic District Commission.

Motion DJR, second BAT, unan. to appoint Stephen Belanger to the Auxiliary Police.

Motion DJR, second BAT, unan. to re-appoint Joseph Maher and Edward Marchant to the Chelmsford Center Industrial Sewer District Commission for 3 year terms.

Motion DJR, second BAT, unan. to approve the Voter Registration Hours as requested by the Board of Registrars.

Motion DJR, second BAT, unan. to request Mass. Electric to install or upgrade streetlights on: Sprague Avenue, Littleton Road, Montview Road and Spaulding Road, per the recommendations of the Safety Officer.

Motion DJR, second BAT. unan. to grant a 1-day Auctioneer's License to Herman Hurwitz to be exercised at the Chelmsford Elks on Jan. 8.

Motion HRJ, second BAT, unan. to appoint Warner & Stackpole as legal and Tech Environmental, Inc. as environmental/technological consultants to the Blue Ribbon Resource Recovery Committee. HRJ moved to commend the BRRRC for the good job they have done and to ask them to act as liaison between the consultants and the BOS. Motion seconded by RAB, unan.

NewBusiness

New Business

Under New Business JPE reported that we have received a letter of resignation from Gerald Coutu, Chairman of the Recreation Commission. He asked to announce that we are looking for a replacement and to send Mr. Coutu a letter of thanks. He also reported that we have received a letter of resignation from Rose DePonte, Clerk for the Council on Aging.

Smoking policy in the building was discussed. Motion DJR, second BAT, unan. to ask the Ex. Sec. to draw up potential guidelines on this and also vacation carry over policy.

JPE said that under the PWED Grant for the Second Phase of Route 129 the Town must give \$120,000. The Ex. Sec. said that the minutes indicate that the BOS could give \$60,000 but now the State insists on the full \$120,000. This would exhaust all of the Chapter 90 funds, of which we have \$110,000 remaining, and set us back a year or two on our road improvements. The DPW is stating that Chelmsford's match is less than normal, and they suggest using part of 1986 and part of 1987 Chapter 90 funds.

Motion BAT, second HRJ, that the Board match the \$120,000 over the life of the construction project. Vote was 3 in favor, 2 opposed (DJR and RAB).

Motion DJR, second RAB, unan. to ask the Ex. Sec. to determine what projects would be effected and how far they would be set back.

RAB asked if anyone had heard from Emerson College since they looked at the Training School property, and the Ex. Sec. said they had called

RAB announced that he will be seeking re-election to a second term on the Board.

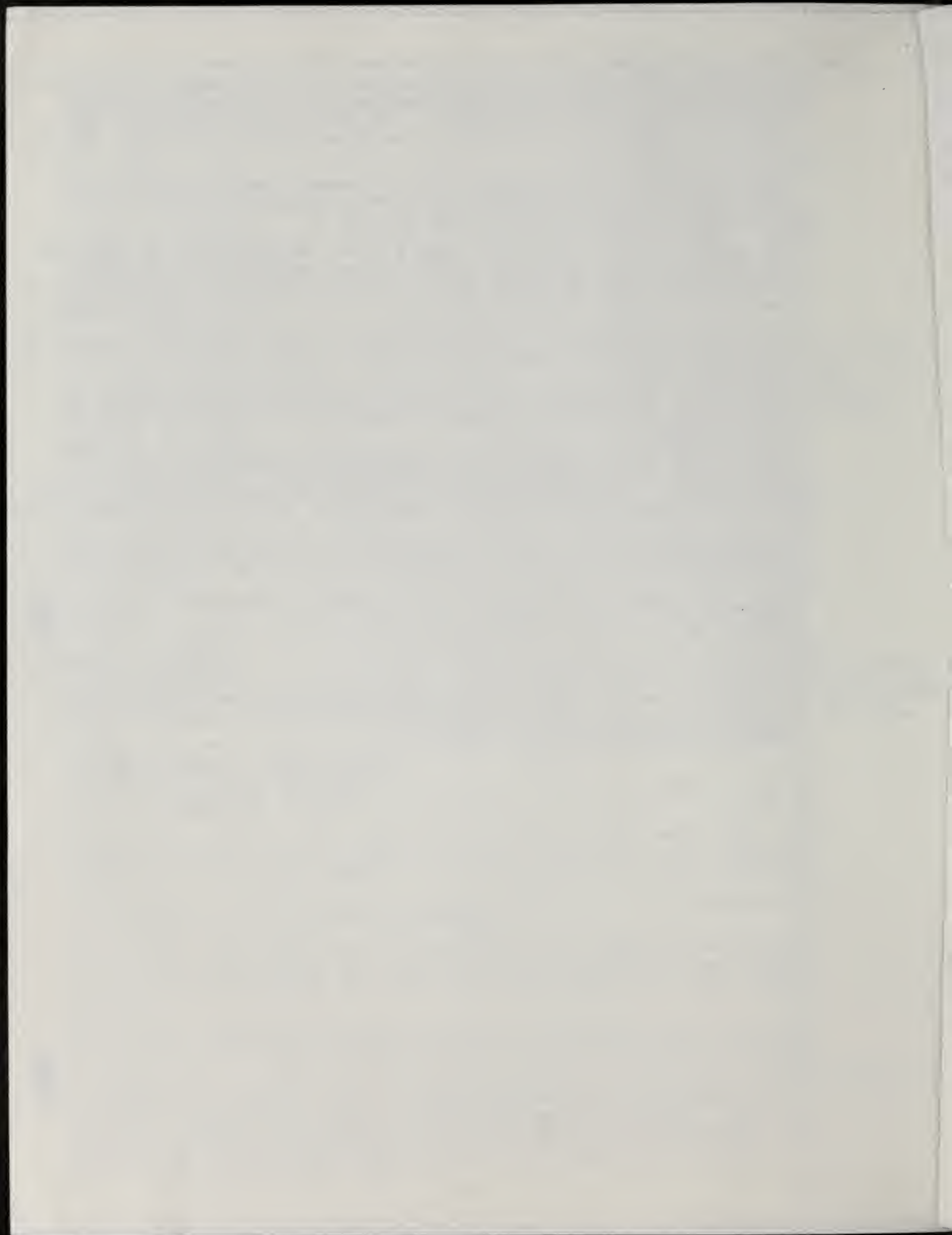
The press asked for copies of the Cedar House Judgment for Agreement.

Adjourn to
Ex. Session

At 9:13 p.m. motion DJR, second BAT, to adjourn to Executive Session to discuss pending litigation, collective bargaining and the purchase of real property. The Chairman said that the Board would not be returning to open meeting. Roll Call vote was as follows: DJR-Aye; BAT-Aye; RAB-Aye; HRJ-Aye; JPE-Aye.

For the Board of Selectmen, by

Judith E. Carter



REGULAR MEETING OF THE BOARD OF SELECTMEN
FEBRUARY 2, 1987

RECEIVED

town clerk

MEMBERS PRESENT: Mr. Emerson, Mr. Ready, Ms. Towle, Mr. Blomgren and Mr. Johnson. Mr. Lynch, Executive Secretary was also present.

MEMBERS
PRESENT

CALL TO ORDER: Mr. Emerson called the meeting to order at 7:30.

APPROVAL OF MINUTES: DJR made a motion to approve the minutes of 1/26/87, 2nd BAT, unanimous.

APPROVAL
OF MIN.

REPORTS - HRJ - HRJ stated that he met with members of the Lowell Highland Council regarding the proposed trash to energy site. HRJ had some concerns to be given to the consultants. The concerns were: the stack was originally planned for 270 feet tall, now altered to 386 feet, approximately the height of a 40 story building; 80% of the use of the trash to energy plant is for commercial use; Town of Shirley is actively seeking a trash to energy facility and perhaps this is something the Town of Chelmsford should explore. HRJ made a motion to contact the Blue Ribbon Resource Recovery Committee and apprise them of these points so that they can get in contact with the legal and environmental consultants, 2nd BAT, unanimous.

REPORTS
HRJ

REPORTS - HRJ - The Ambulance Study Committee had a meeting on 1/20 with all members in attendance. The Committee is moving in a positive direction. The next meeting is 2/10 with major agenda items of documentation of the problems and its scope, contract review and analysis of various ambulance service systems. As liaison, HRJ will keep the BOS up to date.

REPORTS - HRJ - HRJ stated that he is the liaison to the Library Building Committee. HRJ announced to all concerned citizens that there would be a meeting on 2/11/87 regarding the proposed new library at the Carriage House.

HRJ stated that he had a concern for DJR and the Traffic & Safety Committee relative to the widening of Academy Street and further concerns from the Chelmsford Rotary Club. HRJ asked for an update from DJR. DJR stated that before a plan is undertaken, it will be reviewed by a land architect who will meet with abutters, organizations, Boards, etc. Very premature. HRJ heard concerns with altering the common, traffic backing up in front of the Fire Station, etc.

UNFINISHED BUSINESS - BUDGETS - BL had the final 5 department budgets. BOS - increase of \$16,000 for a total of \$123,943 reflects a change in the salary structure as mandated by Personnel Board and part-time help, increase in the Board members and Chairman. Fire Department - shows a small cut due to the large amount of retroactive pay for FY87, budget is now level funded with a 6% cut on paper and reflects an increase in

UNFINISH-
ED
BUSINESS

expenses. There is no increase staffing. Historical Commission - increased to \$1,500 for clerical help, increased markers and signs. Street Lighting - level funded at \$168,000. Unclassified - requested amount is \$1,095,476 most are level funded, Rent Control Board increased to \$500 for clerical costs, hearings and meetings. County Retirement decrease of \$4,500. DJR made a motion to submit budgets to Finance Committee, 2nd BAT, unanimous.

UNFINISHED BUSINESS - BALLOT QUESTION - DJR made a motion to place the question to exempt from the restrictions of Proposition 2 1/2 the costs associated with the bonding of the architectural study and construction costs of the Senior Center on the ballot for the upcoming Annual Town Election on April 7, 1987, 2nd BAT, unanimous.

UNFINISHED BUSINESS - APPOINTMENT OF FIRE CHIEF - JPE stated that there are five finalists as follows: Charles S. Galloway, Jr., Robert Hughes, William Curran, James Sousa and Thomas Ryan. JPE asked for nominations which must be seconded. DJR recapped his major issues, those being the selection process and the strong chief. DJR wanted to see a Civil Service equivalency exam with an article on Town Meeting to change the selection process to include this test. There was not quorum and at the next Town Meeting the weak chief issue was voted down. DJR stated that he received the support of the BOS on psychological testing but later found it to be illegal. DJR stated that the BOS wanted to observe the Deputy Chief as Acting Chief. DJR felt that an appointment should not be judged by the public until the person has time to do the job. DJR stated that Mr. Curran is a no-nonsense person, Mr. Galloway has years of experience, Mr. Hughes has common sense, business management and budget experience, Mr. Ryan has working knowledge, Mr. Sousa is well-educated and has 10 months experience on the job. DJR stated that in weighing his selection there were 2 important factors, the support of the BOS and the support of the Fire Fighters. DJR nominated Robert Hughes, 2nd BAT. RAB nominated Charles Galloway, 2nd DJR. Being no further nominations, JPE asked for a roll-call vote on the nomination of Robert Hughes: DJR-Aye; BAT-Aye; RAB-No; HRJ-Aye; JPE-Aye. DJR made a motion to set Fire Chief's salary for the rest of the fiscal year at \$2,000 above the Acting Chief's salary, 2nd BAT, unanimous. HJR asked what DJR's rationale was for setting the salary at that amount. DJR stated that a salary must be set and can set the permanent salary as of 7/1/87 and should be paid above the Acting Chief. JPE stated that the appointment would take effect immediately. RAB asked if someone could call Mr. Hughes and notify him of appointment.

NEW BUSINESS - RAB - RE: SNOW PLOWING - RAB has received several calls regarding the quality of the street plowing. RAB feels there is a serious problem with road widening. JPE stated that he had a meeting with Mr. Gray. There have been individual requests for street widening. Working in a deficit because of double-time, holidays and weekends. JPE stated that Mr. Gray

NEW
BUSINESS
RAB

feels it is very expensive and wants to know the Board's policy for the remainder of the winter on widening of streets. HRJ stated that he is not as worried about widening streets as he is with the piling of snow at the ends of roadways. HRJ would rather the snow be removed from the ends of roadways first. RAB suggested channeling the complaints to the Safety Officer and letting him work with Harold Gray in making the selection based on safety instead of who calls first. JPE stated that private lots (Summer St.) have encroached upon the roads, must find a method to have the owners remove the snow. JPE suggested checking with Town Counsel. DJR stated that the storm drains are also blocked and if a melting occurs there will be serious problems. RAB made a motion to approach the Safety Officer to work with the Highway Department, 2nd BAT, unanimous.

NEW BUSINESS - RAB - RE: BFI - RAB made a motion to send a second letter to BFI and request again for an extension from 30 to 90 day review of Environmental Impact Report, 2nd HRJ, unanimous. CC: DEQE, EPA Regional, Blue Ribbon Resource Recovery Committee.

NEW BUSINESS - RAB - RE: CAR LEASE FOR HIGHWAY DEPARTMENT - Mr. Lynch stated that he has Town Counsel checking into this matter and will report back to the BOS.

NEW BUSINESS - RAB - RE: TREE PLANTING - John Carson requested planting trees along Wilson Street as an Eagle Scout project. Mr. Lynch stated that he sent a memo to James Pearson, Town Engineer. Mr. Lynch read the response. Mr. Pearson suggested that the trees be planted no closer than 30 feet from Chelmsford Street in order to allow drivers a clear line of sight. The trees will be placed between the fence and the sidewalk.

NEW BUSINESS - RAB - STREET LIGHTING - RAB made a motion to request the Safety Officer have additional 4,000 allums at Hillside Lane and Reservoir Lane, 2nd BAT, unanimous.

NEW BUSINESS - RAB - RE: MASS. DEPT. OF PUBLIC WORKS - RAB made a motion to ask for formal report from each of the department heads regarding the potential upgrading of the rest areas and that Mr. Lynch continue efforts with other towns and come back to the Board with a recommendation as to whether or not to go forward with MDPW and report to same with a positive or negative response, 2nd DJR, unanimous.

NEW BUSINESS - RAB - RE: PARKING AT THE TOWN HALL - RAB stated that he has received complaints regarding the lack of parking. RAB made a motion to have 8 or 9 parking spaces in the front of the lot on both sides restricted to temporary parking and enforce same as a short-term solution, 2nd BAT, DJR-opposed, unanimous.

Mr. Robert Hughes came into the meeting and was congratulated by the Board.

JPE asked Mr. Lynch to send a memo to the town hall employees regarding parking in the back lot.

RAB gave Mr. Lynch a notebook of policies that he had documented.

DJR made a motion to go into Executive Session for collective bargaining, 2nd BAT. Roll-call vote: DJR-Aye; BAT-Aye; RAB-Aye; HRJ-Aye; JPE-Aye.

MOTION
TO
ADJOURN

Submitted for the Board of Selectmen



Beth A. Gibbs

Ben Clark

Regular meeting of the Board of Selectmen held Tuesday, February 17, 1987. Members present were: Mr. Emerson, Mr. Ready, Miss Towle, Mr. Blomgren and Mr. Johnson. Bernard Lynch, Executive Secretary, was also present. **RECEIVED** Feb. 17, '87

Chariman Emerson called the meeting to order at 7:30 p.m., asking for a moment of silence in memory of Harold A. Pierce, Jr., a fire-fighter who died unexpectedly on Friday. He also announced that the Board is presenting a Certificate of Appreciation to his family for his 25 years of dedicated service to the Fire Department. **Call to Order**

Motion DJR, second BAT, unan. to approve the minutes of January 20. **Minutes Approved**

Robert Ogden was present with a petition from Mass. Electric Co. to install 6 new poles on Stuart Road. He said the reason for the new poles is to better satisfy the increased load in the area, and to lessen the load on the lines now serving the common industries. It will be an extension of an existing line, not coming in from Alpha Road because that feeder is already loaded. Motion HRJ to ask him back to the next meeting with a cost analysis of aboveground vs. underground service, and who is going to pay cost, second BAT, unan. **Mass. Electric Petition**

Under Reports, RAB said that re a pay phone in the Town Offices, he has information from The Telephone Man, and asked the Ex. Sec. to contact them to either come in with a presentation or arrange a visit to a site. **Reports**

He reported that the Town Accountant has freed up a computer terminal in his office and would like permission to take it home to work on additional reports and forecasts. He would also need a small modem, which RAB thinks he may be able to get donated. Motion RAB, second BAT,, unan. to authorize him to do so. The Ex. Sec. is to check into the process for that type of procedure (employee having Town equipment in his home).

The Ex. Sec. reported that the Town Accountant has recommended the firm of Robert E. Brown to perform the audit of the Town's accounts. Motion DJR, second BAT, unan. to award the bid for the audit to Robert E. Brown, Mendon, MA. **Bid Award for Audit**

He reported that he has Land Bank legislation drafted for the Board's review, and that he would like to forward it to Senator Amick. Motion DJR to approve, for discussion. DJR said he thinks we need to have an adjustment clause to the \$100,000 exemption so that it could be adjusted by the Board or ATM vote, without going back through the legislature. Motion DJR, second BAT, unan. to ask the Ex. Sec. to check into this and report back at the March 2 meeting.

Dennis Matthews, Nynex Corp., was present to address the Board on their petition to place fibre optic cables in Chelmsford to connect all Digital Equipment facilities. They would be coming up Route 110 and then out Billerica Rd. and Riverneck Road. They now have app. 50 miles of this cable up and working in communities to the south of Town. JPE asked if the work would require police details, and Mr. Matthews said this would be supplied by Digital. He added that Digital is the only company in the area with a project of a 100 mile network, and he cannot see many other companies trying to do a project of this magnitude in the foreseeable future. He said that it **Nynex Corp. Permission Fibre Optic Cables in Town**

would involve placing ½" cable on existing poles, and if the Board approves, they would next have to go to New England Telephone and Mass. Electric for their approval for use of the poles. They hope to have the project completed in 1987. Motion HRJ, second BAT, to approve. Vote was 3 in favor, 2 abstentions (DJR and RAB).

Public Hrg.
Ciro's
Pizzeria
Wine and Beer
License

At 8:00 p.m. a Public Hearing was held on the application of Vincent Cicerchia for a Wine and Malt Beverages Common Victualer's license on his property at 170 Concord Road to be known as Ciro's Pizzeria. Attorney Joseph B. Shanahan, Jr. represented Mr. Cicerchia, and presented an affidavit of notification, as well as return receipts. He stated that the corporation is known as Ciro's Inc. and gave Mr. Cicerchia's background in the restaurant business. He stated that he is the sole owner of Vincenzo's Restaurant in the same plaza, and that since opening Vincenzo's Mr. Cicerchia has moved to Chelmsford and has since purchased the entire shopping center at 170 Concord Road. There is now a vacancy and he would like to open Ciro's as a gourmet pizza shop, with both sit down and take out facilities. The space is 2,000 sq. ft. and will seat 40 persons. The hours requested are: Mon. - Thursday - 11 am - 11 pm; Friday and Sat. - 11 am - 12 midnight; Sunday - 12 noon - 11 pm. He read excerpts from a letter from the Police Chief stating that he has had absolutely no problems with Vincenzo's restaurant and feels that Mr. Cicerchia is an asset to the community. Mr. Shanahan also mentioned the Beer & Wine license granted to Chelmsford House of Pizza and Seafood a year ago. DJR asked if it would be comparable to Papa Gino's and Mr. Shanahan said it will be similar, but the style of cooking will be more Old Italian, compared to Papa Gino's more commercial style. Mr. Shanahan said that the site has been approved by the Planning Board for 81 parking spaces, and Mr. Cicerchia's 2 operations will require 58 spaces. He added that Ciro's Pizzeria will list Mr. Cicerchia as Manager and a new manager will be appointed for Vincenzo's. about some reservations he has to the granting of this license, stating that he has concerns about: 1. traffic - parking now seems overcrowded on weekends, and he can see an increase with another eating establishment; 2. increased trash from takeout orders; and 3. there are already about 8 pizza spots in Town. Mr. Shanahan said that Mr. Cicerchia will cooperate with any traffic problems. Motion DJR, second BAT, unan. to take the license under advisement until the next meeting on March 2nd.

Purchase of
Town-owned
Land

The Board then met with the following persons who wish to purchase Town-owned land: Dale Trudo, Stephen Masse, Donald Guidoboni and Craig Dickinson. DJR explained the process to them: first, they come before the Board; an article is placed on the Annual Town Meeting warrant to give the Board the right to sell the land, and the prospective buyer must be present at ATM to speak on the article; we have the property appraised at the buyer's expense and the Board will sell the land at the appraisal price, and if more than one person is interested in a particular parcel, it will have to go out to bid. Mr. Trudo said he wants to purchase land abutting his property to extend his property line. Mr. Masse wants to purchase a 50 x 100' lot across a dirt road from a lot he presently owns, with plans to build. Mr. Guidoboni wants to purchase a lot across the street to put in a septic system for a house he wants to construct on land he now owns. HJR said he would have to check with the Planning Board and Board of Health to see if he could do this.

Mr. Dickinson told the Board he wants to purchase a small parcel abutting his property on Billerica Road to use for privacy and landscaping.

Town-owned
Land

The Executive Secretary told them that Town Counsel will need a reference for each parcel - either the correct Assessor's Map and Lot Number, or the Book and Page at the Registry of Deeds.

He also said that G. L. Nickerson, Inc. is interested in swapping some of his land for some Town-owned land. He will attend the meeting on March 2.

The Ex. Sec. stated that the parcel of land on North Road owned by the Town has app. 10 people interested in purchasing it, so an article will go on the warrant and the parcel will have to go out for bid. He also told the Board that Town Counsel is looking into the necessary procedure to abandon portions of un-used roads.

Under Reports, the Ex. Sec. reported that NMAC wants the Board to continue supporting the Shared Traffic Engineer. Motion DJR, second BAT, unan. to support.

Reports

The Ex. Sec. reported that bids for the Annual Report and Warrant were opened and the difference between the low bidder from Fitchburg and Picken Printing of North Chelmsford was negligible. Motion DJR, second BAT, unan. to award the bid for printing the Annual Report and Town Meeting warrant to Picken Printing.

Bid Award

Motion DJR, second BAT, unan. to issue a 1-day Auctioneer's License to Ken Harkins for March 7.

Unfinished
Business

Motion DJR, second BAT unan. to appoint Kevin R. Proulx to the Auxiliary Police, per the Police Chief's recommendation.

BAT reported that she and RAB will be meeting with Police Dept. reps. on Thursday to discuss the status of operations within the Dept. and will report back to the Board.

Reports

JPE said that if Board members or the office receive any phone calls re Locust Road, the problem is being temporarily taken care of.

RAB reported that there are 2 openings on the Recreation Commission and asked the Ex. Sec. to publicize these openings and any others we may have. JPE asked the local newspapers and Cable 43 to publicize these openings.

RAB reported that the parking situation at the Town Offices seems to have improved. JPE asked what has happened to plans for the outside steps that were approved for funding by the Capital Planning Committee. The Ex. Sec. said that the steps as designed by the State code would cost app. \$30,000 and that only \$8,000 was funded. Cap. Planning feels that adding a roadway from the upper to lower lots would cost app. \$25,000 and would like to do that a first step, and stairs as a second. JPE asked the Ex. Sec. to report back to Cap. Planning that the Board still wants the outside stairs. RAB said he feels that we need to: 1. proceed with access from the lower to the upper parking lots; 2. signage; 3. replace the back doors, and he doesn't think extending the driveway is a solution.

New Business RAB said that the street signs on Jordan Road and Crooked Spring Road on the School Street side are missing again, and asked to have Harold Gray replace them and sodder them on this time.

DJR asked Mr. Gray to send us a priority list of signs that are missing most often.

RAB announced that he had turned in his nomination papers today, that he is definitely a candidate for re-election to the Board.

HRJ said that he feels the process of appointing department heads needs some re-vamping - that it was long, arduous process for the selection of a Fire Chief and he would like to post the position of Executive Secretary immediately, which is a vote of confidence in the Acting Ex. Sec. Bernard Lynch.

Motion HRJ, second DJR, unan. to post the job within the legal parameters as soon as possible.

Adjournment At 8:45 p.m. motion DJR, second BAT, unan. to adjourn.

For the Board of Selectmen, by

Julie E. Cantu

Sam Clark

Regular meeting of the Board of Selectmen held Monday, March 9, 1987. Members present were: Mr. Emerson, Mr. Ready, Miss Towle and Mr. Blomgren. Mr. Johnson was out of Town. Bernard Lynch, Executive Secretary, was also present. Reg. Mtg. March 9, 1987

APR 15 1 35 PM '87

Chairman Emerson called the meeting to order at 7:30 p.m.

Motion DJR, second BAT, unan. to issue the following proclamations:

1. Camp Fire Birthday Week March 15 - 22, 1987;
2. Town of Chelmsford Scholarship Fund Month - March, 1987;
3. Knights of Columbus Week - March 22 - 29, 1987.

Proclamation

JPE said that he would like to congratulate Coach Bruce Rich and his assistants and the Chelmsford High School Wrestling Team and Athletic Director Randy Whitehead for hosting a wrestling tournament in Chelmsford, and also Hockey Coach Jack Fletcher and his team, who have gone further in the State championships than any other Merrimack Valley team has ever gone, and reminded residents that the final game is tomorrow night and urged support for the team.

New Business

At 7:35 p.m. Elizabeth Kelley was present from New England Telephone Company with a petition for one stub pole on Proctor Road, to off-set the curve in the road and to take the weight of the wires. The pole will be placed in the shoulder of the road. Motion DJR, second BAT, unan. to approve.

Proctor Rd.

She then explained a petition for the placement of seven poles on Hart Road. A hearing is not required, since this is a private way which is now public and the poles are already in place. Motion DJR, second BAT, to approve.

Hart Rd.

Mike McCallum, Mass. Electric Company, was present to further explain his company's petition for the placement of poles on Stuart Road, which was presented 3 weeks ago and not voted on. He said that he is the Field Engineer for Chelmsford, and that Stuart Road needs new feeder lines. The Board has asked the cost of suppressing the poles underground, and he referred to a letter sent by Mass. Electric to each Board member on Feb. 23 by Wm. McDade, Manager, outlining Mass. Electric's policies. If lines are placed underground a surcharge is added to the bills. Stuart Road poles will cost app. \$20,000 above ground, and since underground placements need a back-up system, the cost on Stuart Road would be \$200,000+. He said that if the Center Common area all went underground that the cost would be shared by all Mass. Electric customers in Town. Mr. McDade would like to meet with BOS members to further explain the company's policies. Motion DJR, second BAT, unan. to ask Mr. McDade to attend a Board Work Session in the future. Motion DJR, second BAT, unan. to approve the Stuart Road poles.

Stuart Rd.

Attorney Joseph B. Shanahan, Jr. was present representing Mark and Edward Quinn of Arlington, the Quinn Family Trust. The family owns many parcels of land in North Chelmsford near Freeman Lake and would like the Town to consider a land swap. The Trust would give the Town 2 large parcels of app. 132,000 square feet in exchange for app. 80,000 square feet of small, scattered parcels owned by the Town. It would give the Town hundreds of feet of frontage on Freeman Lake off Willis Drive and the land they are offering is non-buildable. The Quinns are going to the Board of Appeals for variances to develop 10 lots as isolated lots. RAB said he would

Family Trust - Land Swap

Land Swap

like to walk some of the land with the Ex. Sec. and an Assessor, and Mr. Shanahan said this could be arranged. He said he would like to be sure that this article is placed on the Annual Town Meeting warrant and the Ex. Sec. said that it is already on the warrant.

Members
Reports

Under reports, RAB said that as a result of last weeks meeting he would like to address some issues that were brought up. 1. His motion re protecting Central Square Common - there is no known street definition for the Common, and he would complete the motion to read Central Square Common. 2. The League of Women Voters Charter Petition he said that the League was asked on Dec. 9, 1985 to start an educational process re a charter for the Town, and that on May 21, 1986 the League came back to the BOS to tell them what had been accomplished. 3. Re the Nynex petition, he made no positive comments about Digital - those were made by HRJ. 4. DJR had said that RAB made statements under Chapter 268A, Sections 19 and 20, which may have been a conflict of interest. RAB said he has checked with the State Ethics Commission and Town Counsel, that he made 4 statements and questions re the Nynex project which seemed innocuous at the time, but he should not have taken part at all in the discussion. However, he did abstain from the vote, and the BOS will be receiving a letter from Town Counsel indicating that no statements were made by RAB which would invalidate the Board's vote. 5. As far as any conflict of interest in the service contract for computer equipment with Digital, there is no conflict of interest involved. Town Counsel has suggested that either he or an audit firm look into the Board's procedures in awarding service contracts. Motion DJR, second BAT, unan. to ask Town Counsel and an audit firm to check out the Board's policies and procedures on service contracts.

RAB then referred to remarks made by JPE last week re a newspaper interview where RAB was misquoted on several subjects, partially because the reporter is not too familiar with the Town. He said that re traffic problems during sewer construction - the BOS and Sewer Commission will work together to keep them at a minimum. The Town does not have a Land Bank, but on Feb. 10 and April 14, 1986 RAB moved to start the legislative process for creating a land bank. He added that a Charter Commission is not appointed as stated in the article, but elected. He added that he wishes in the future that Board members either come to him or go to the editor of the newspaper involved if what he says does not appear to be true. He said many people have asked him why he does not always respond when criticized, and said that he wants to fully understand an issue before responding.

RAB reported that 3 Board members met with the FinCom re the Senior Center and Sewer Commission ballot questions. It was agreed that the FinCom will be responsible for explaining the tax reasons behind the questions, and that the Council on Aging and the Sewer Commission will be responsible for educating the voters of the purpose of the questions. Motion RAB, second BAT, unan. to send letters to these 3 commissions. DJR suggested that maybe the League of Women Voters could do a tape at the start of Candidates Night - 15 minutes for Sewer and 15 minutes for Council on Aging. JPE said that the Sewer Commission is very busy educating civic and church groups. Cable 43 noted that there is a forum on March 25 at the Elks to discuss these ballot questions and warrant articles.

New Business

Under New Business, motion DJR, second BAT, unan. to authorize the Town Clerk to order 10,000 ballots for the Town elections.

Motion DJR, second BAT, unan. to appoint Patricia Sheehy as part-time Clerk for the Town Engineer.

Re the Middlesex Canal Commission, JPE thanked George Parkhurst for the time and energy he has spent, and asked that a Certificate of Appreciation be sent to him.

Appointments

DJR read the letter received from the Commission and moved that Jane Drury be appointed Chairman of the Chelmsford delegation and Robert Kuehn as alternate. Motion seconded by BAT, unan.

The Board then discussed the articles on the draft warrant as prepared by Town Counsel. The Ex. Sec. noted that Articles 18 and 19 submitted by the School Committee appear to be duplication of the budget and Capital Planning articles, and RAB said they could be discussed with the School Comm. at the meeting Wed. night.

Warrant
Articles -
1987 ATM

Motion DJR, second BAT, unan. to place the articles on the warrant as drafted by Town Counsel, with future discussion on Arts. 18 and 19.

At 8:45 p.m. motion DJR, second BAT, to go into Executive Session to discuss strategy re collective bargaining. Roll Call vote was as follows: DJR-Aye; BAT-Aye; RAB-Aye; JPE-Aye.

Adjourn to
Executive
Session

The Chairman announced that the Board would not be returning to Open Session.

For the Board of Selectmen, by

Judith E. Carter

Towle Clerk

REGULAR MEETING OF THE BOARD OF SELECTMEN
MARCH 31, 1987

MEMBERS PRESENT: Mr. Emerson, Mr. Ready, Ms. Towle, Mr. Blomgren and Mr. Johnson. Mr. Lynch, Ex. Secretary was also present.

MEMBERS
PRESENT

OPEN SESSION: Barbara Ward, League of Women Voters, was present to respond to statements made by members of the BOS re: Charter education and Charter petition. Mrs. Ward stated that in 11/85, they were contacted by the BOS to conduct a public information campaign re: charter. They agreed to take on this project at a BOS meeting in 12/85. The League researched and prepared a series of articles for the newspapers. They also had a panel of experts which was held in the BOS office and televised on Cable 43. The League reported their activities to the BOS in 5/86. They had completed the undertaking as agreed and fulfilled their obligations. At the League's annual meeting in 5/86, they voted to commence a charter petition drive and acted on this independently of the BOS. The League began the petition drive on 7/4/86 and dropped it in 12/86. DJR stated that when he brought it up, he asked to have the League in to discuss the charter. It was his understanding that the BOS and the League were to get back together after the educational portion was done to plan a strategy. DJR asked Mrs. Ward if the League would be willing to repeat the educational process if the BOS would get interested groups together. Mrs. Ward stated that the educational process would be re-run without any problem. JPE suggested setting up a series of public forums. Mrs. Ward stated that the League is available to work with any coalition.

OPEN
SESSION

OPEN SESSION: Harry Rubinstein, 15 Fairbanks Road, was present to request the BOS rectify the water problems in the Fairbanks Road area. Mr. Rubinstein stated that back in 3/75 a petition went out to the Town asking that something be done regarding the excess water in back of property caused by an illegal sewer to drain other sewers in other areas. Since that time, this problem has been compounded by new construction with more sewers draining into the property at 21 Fairbanks Road. In 3/75, there was action taken by Evelyn Haines for the BOS asking Highway Supt. Mr. Rondeau to look into problem. Ms. Haines was to have problems repaired on Fairbanks Road, but nothing was done. Mr. Rubinstein stated that there have been meetings with the BOS and petitions. Mr. Rubinstein asked if the Town is responsible for illegally putting water on their properties and for taxing on their property as the Town's "personal dump ground"? Is the Town going to do something to alleviate the problem and save the trees in the backyards? JPE stated that this would be addressed during regular meeting.

JPE gave Certificates to Weblo Scouts Pack 170.

7:35 P.M. - CALL TO ORDER - JPE called the meeting to order.

CALL TO
ORDER

RECEIVED
MAY 13 10 34 AM '87
TOWNE CLERK
MAY 13 10 34 AM '87

DJR made a motion to approve the proclamation proclaiming April 14, 1987 as Arbor Day, 2nd BAT, unanimous. Carol Gillette and Jean Kydd of the Chelmsford Garden Club were present to accept the proclamation.

PROCLAMA-
TION

7:45 P.M. - APPOINTMENT OF NASHOBA VALLEY TECH. REP. - Atty. James Harrington was present at the request of the Town Moderator, Dennis McHugh. Mr. McHugh was out of town. Atty. Harrington called a joint meeting between the School Committee with Sam Poulten, Carl Olssen and Carol Cleven present, Town Moderator and Board of Selectmen for the purpose of appointing a member to the Nashoba Valley Technical High School Committee. Atty. Harrington asked for nominations from the floor, hearing none, he read a letter the Town Moderator received from Thomas F. Carey, presently serving on the Committee and has asked to be reappointed. DJR made a motion to reappoint Thomas F. Carey for a 3-year term, 2nd Sam Poulten of the School Committee, all in favor, unanimous.

APPT.
OF NVT
REP.

APPROVAL OF MINUTES - DJR made a motion to approve the minutes of 3/2/87 and 3/9/87 (regular and executive sessions), 2nd BAT, unanimous.

APPROVAL
OF MIN.

FAIRBANKS ROAD - DJR made a motion to request Town Engineer, Town Counsel, Highway Supt., to check in to the matter at Fairbanks Road and report back to the BOS by 5/1/87 with their recommendation with what should be done and how it should be done with a copy of the letter to the Sewer Commission, if necessary, 2 weeks before the Annual Town Meeting, the BOS put an article on the Special Town Meeting for funding of this project, 2nd BAT, unani.

FAIRBANKS
ROAD

7:50 P.M. - JOINT POLE PETITION - STUART ROAD - Edward Shanley of N.E. Telephone was present with a petition to hang cable on Alpha Road and Stuart Road. DJR made a motion to approve the petition, 2nd BAT, unanimous.

POLE
PETITION

REPORTS - DJR - RE: BUDGET PROCESS - In light of recent newspaper articles, DJR stated that the budget process where every department put budgets together and submits same to the FinCom. The FinCom puts them together at the same time the Town finds out the revenue. The FinCom then makes recommendations. The FinCom told the BOS the whole package was \$866,000 over and asked that the BOS cut back on requests. The BOS went back and cut the budgets \$5,000 more than requested by FinCom.

REPORTS -
DJR

REPORTS - DJR - RE: SCHOOL STREET - DJR reported that a car went into the brook on School Street and there are no guard rails or fence in place. The Highway Department did place some horses. DJR made a motion to request BL to find monies to put up guard rails or if necessary go to FinCom for transfer and to ask Safety Officer for his observations regarding if this is an emergency situation, 2nd BAT, unanimous.

REPORTS - DJR - WISH LIST - DJR stated that a few years ago, due to tight budgets constraints, a wish list was established. Any department that needed something would put it on the wish list, this would be published and the public would donate the item to the Town. These items would be tax deductible. DJR stated that he received a call from Byam School because they need an Apple Computer. DJR felt the departments should be reminded to update the wish list.

REPORTS - DJR - MIDDLESEX COUNTY ADVISORY BOARD - One of the articles submitted, and defeated, to the MCAB was a request to add \$93,214 to the County Budget to serve 150 refugees and entrants with English classes.

DOG HEARING - The parties involved were sworn in by JPE. Alfred Sidel of 9 Horseshore Road was present with a complaint against his neighbor, Russell Hartmann. Mr. Sidel stated that his 20lb. Mini Schnauzer is tied in his yard and never loose. On 3 separate occasions, the German Shepard next door attacked Mr. Sidel's dog. The first attack was on 7/29/86 which required treatment. The second attack was on 2/13/87, again requiring treatment. At this time the Sidels filed a complaint. Last week the dog was attacked for the third time. Mr. Sidel stated that he has talked to the owner and was reimbursed for his first vet bill. Mr. Sidel stated that he is looking for an assurance that the Hartmann dog will be contained. Russell Hartmann stated that they are having construction in his yard and the fence is partially down. Mr. Hartmann assured the BOS that the dog would be contained and not let out without a lease. Mr. Hartmann will send a letter to the BOS when the fence restored. HRJ stated that if there is another incident, the dog would be removed from Town. DJR made a motion to restrict the dog to the house unless on a lease until the fence is repaired and the Dog Officer to view the fence and notify the BOS if another incident at which time the BOS will order the dog to be removed from Town, 2nd BAT, unanimous.

DOG
HEARING

STREET ACCEPTANCES - James Pearson, Town Engineer was present to discuss the street acceptance of Wedgewood, Shandel and Warwick in Garrison Estates, approved by the Planning Board in 1983. Wedgewood approximately 2200' constructed, Shandel 950' constructed and Warwick 1600' constructed. The work remaining is the installment of stone bounds at lot lines. The outstanding bond amount is \$162,500 held by the Planning Board. The cost to correct the deficiencies would be approx. \$15,000. Mr. Pearson recommended tentative approval that the work be completed before ATM. DJR made a motion to put on hold until the meeting of 4/27/87, 2nd HRJ, unanimous. John Baker, 18 Wedgewood Drive, asked about guard rails. Mr. Pearson stated that the guard rails did not meet specifications. Mrs. Berait, 10 Wedgewood Drive, asked if each lot would have stone bounds. Mr. Pearson stated that each lot would have stone bounds.

STREET
ACCEPTANCES

Pinewood Road - Short road built by Walter Lewis. Bond amount is \$34,200. Mr. Pearson recommended putting on hold as a plan has not been submitted, stone markers have not been put in, drainage pipe needs to be reopened. DJR made a motion to put on hold to 4/27/87, wnd BAT, unanimous. Joan Linehan was present and felt that the work could be done by ATM.

Apollo Drive - Industrial subdivision off Billerica Road. Bond held is \$25,900. Only outstanding work is minor landscaping which resulted from erosion. Amount of actual work is \$1,000 - \$2,000. Atty. Carragher was present representing Tambone Corp. Atty. Carragher gave JPE a letter stating that the name of the street was originally Adrienne Drive. Apollo contracted for the first building and had an option to purchase remaining sites. Apollo will not be purchasing other lots. Mr. Tambone has had difficulty attracting tenants for future building, overshadowed by Apollo. Apollo has agreed that if Mr. Tambone can get tenants, they will agree to change the name from Apollo Drive to a new name. Mr. Tambone has submitted 3 names to the Fire Dept. and the Chief has chosen Commerce Way. Atty. Carragher wanted the BOS to be aware of this action. DJR made a motion to approve, 2nd BAT, unanimous.

Jean Avenue - No bond amount is being held, the street is completely built. DJR made a motion to approve, 2nd BAT, unani.

REPORTS - RAB - RE: CENTRAL SQUARE - RAB handed out to Board members a potential solution to the Central Square problem.

REPORTS -
RAB

REPORTS - RAB - RE: ROUTE 3 REST AREA - Asked Mr. Lynch for reports. Mr. Lynch has not received reports but did receive notice from the State that they are intending to have a public hearing. RAB asked if a reminder could be sent.

REPORTS - RAB - RAB thanked the BOS for their support over the last three years.

REPORTS - HRJ - Acknowledged that the Central Baptist Church celebrated their 140th Anniversary. HRJ was present representing the BOS.

REPORTS -
HRJ

REPORTS - HRJ - Testified in Boston before a subcommittee for natural resources re: the proposed trash to energy plant in Lowell. Dan Burke, Andy Simms and Sharon Zawicki were also present. HRJ feels that they effectively lobbied to extend the review period from 30 to 90 days. There was no opposition. Pursuing reimbursement of consulting fees.

REPORTS - HRJ - Complimented the athletes at the High School for an outstanding winter season. RAB suggested that one day be dedicated as Chelmsford High Day. DJR suggested contacting Randy Whitehead to determine the day of the Awards Banquet and prepare a Proclamation.

REPORTS - JPE - RE: New England Wastewater Pollution Control Federation - JPE stated that he is a member of this Federation which deals with cleaning dirty water. The Clean Water Bill has been passed in Mass. Five years ago, Mass., accepted the Federal Safe Drinking Water Act and were given 7 years to implement the parameters which were called for. Mass has done nothing with 2 years to go. The Town should start implementing some of the safe drinking water acts. It will be a costly venture. JPE stated that when he had more info, he would pass it along to the BOS.

REPORTS - JPE

REPORTS - JPE - RE: ROUTE 3 - Federal bill on highway bill with a gain on Rte 3. The State does not have Rte. 3 as #1 priority. If the money is available for the suppression of the tunnel in Boston then Rte. 3 will become the #1 priority according to Congressman Atkins, Kennedy's Aide and Kerry's Aide.

8:45 P.M. - MEETING WITH TOWN CELEBRATIONS AND CHELMSFORD LODGE OF ELKS RE: FOURTH OF JULY. Walter Hedlund, Town Celebrations, stated that presently the booths, bands, square dancing and bean supper are committed. Booths will be open Friday night from 6PM to 11PM and on the 4th of July from 8AM-3PM. DJR stated that he asked for this meeting to discuss the parade funding problem. DJR asked if the Town Celebrations Committee would like to take over the parade. Mr. Hedlund stated that it is too late to take it over at this point. Mr. Hanlon, Exulted Ruler of the Elks, stated that the Elks have not booked any bands as yet. Mr. Hanlon stated that the Elks can longer afford the \$17,000 per year for the parade. The Elks will help support and if necessary will run a reduced parade. The Elks are paying for the police, the custodian at McCarthy Jr. High, the speakers, clean up, etc. Mr. Lynch stated that \$2,000 has been budgeted for Police. JPE stated that the Firefighters Association will make a donation. JPE asked what is needed to supplement the Elks and who is going to book the bands, etc.? Mr. Hanlon stated that the Elks will run this parade with the proper funding. HRJ stated that he would raise \$5,000 through other organizations of which he is a member. HRJ stated that the parade should be booked as he is very confident of raising the \$5,000. DJR asked if the Town Celebration Committee would be willing to take over the parade with a donation from the Elks starting next year. Mr. Hedlund stated that they would be willing to run the parade next year but keep communications open with the Elks.

**4TH OF JULY
JOINT MEETING**

UNFINISHED BUSINESS - RE: BID AWARD - FIRE DEPT. - EMERGENCY GENERATOR - Based upon Chief Hughes' recommendation, DJR made a motion to approve the bid award to New England Engine Corporation in the amount of \$10,013, 2nd BAT, unanimous.

UNFINISHED BUSINESS

APPOINTMENTS - EXECUTIVE SECRETARY - JPE stated that 7 applications were received and screened down to 2. DJR made a motion to interview Paul Blazar and Bernard Lynch on Thursday evening starting at 7:00 p.m., 2nd BAT, unanimous.

APPOINTMENTS

APPOINTMENTS - ANIMAL INSPECTOR - DJR made a motion to reappoint Dr. Martin A. Gruber, 11 Fletcher Street, Chelmsford, as Animal Inspector, 2nd BAT, unanimous.

STREET LIGHT APPROVALS - DJR stated that since the poles are in place in front of McCarthy, and it is too expensive to depress them, there should be street lights in place. DJR made a motion to approve the street lights on Dunshire Drive, Freeman Road, Janet Road and North Road in front of McCarthy Jr. High, 2nd BAT, unanimous.

BID AWARD - FIRE DEPT. - FIRE RESCUE VEHICLE - Based upon Chief Hughes' recommendation, DJR made a motion to approve the bid award for the Fire Rescue Vehicle to Marion Body Works, Inc., 211 West Ramsdell, P.O. Box 500, Marion, Wisconsin 54950 in the amount of \$79,999, 2nd BAT, unanimous.

NEW BUSINESS - ADOPTION OF NEW FEE SCHEDULES - FIRE AND BUILDING DEPTS. - DJR made a motion to approve, 2nd BAT. DJR made a motion to have the Executive Secretary look into raising the liquor license fees, 2nd BAT, unanimous.

NEW BUSINESS - JPE asked for a motion for a real property value appraisal on the Old Town Hall and Center Fire Station for any changes they may be happening in the future. HRJ and BAT were against having an appraisal done on the Old Town Hall as it is a historical building. DJR made a motion to have appraisals done on the Center Fire Station, Center School and Adams Library. RAB recommended waiting a month or two after budgets and Town Meeting. Motion was withdrawn.

SOUTHWELL FIELD - JPE stated that 4 bids have been received and now being review by Mr. Lynch and Land Architects, Moriece and Gary. Mr. Lynch has been done an outstanding job. JPE read a letter from the Commonwealth of Mass., Public Access Board, stating that the Town may expend an additional \$100,000 on the boat ramp, etc., associated with Southwell Field. JPE and BOS congratulated Mr. Lynch.

ANNUAL REPORT - DJR made a motion to dedicate a page each in the Annual Report to Bruce Freeman and Janet Lombard, 2nd BAT, unani.

DIGITAL MAINTENANCE CONTRACT DECISION - JPE had an opinion of the status of the contract from Town Counsel. Town Counsel stated that no bids were solicited relative to the contract and the same was never voted or authorized by the BOS. JPE asked the BOS if they wanted to ratify the contract. DJR asked Mr. Lynch to review and look into options and give report or recommendation and vote at next meeting. DJR made a motion to have Executive Secretary to review, 2nd BAT, RAB not voting, unanimous.

9:30 P.M. - MOTION TO ADJOURN - DJR made a motion to adjourn, 2nd BAT, unanimous.

Submitted for the Board of Selectmen

Beth A. Gibbs

Beth A. Gibbs

STREET
LIGHT
APPROVALS

BID AWARD

NEW
BUSINESS

ADJOURNMENT

Tam Clerk

REORGANIZATION MEETING OF THE BOARD OF SELECTMEN
APRIL 13, 1987

MEMBERS PRESENT: Mr. Emerson, Mr. Ready, Ms. Towle, Mr. Blomgren, and Mr. Johnson. Mr. Lynch, Ex. Secretary was also present.

PROCLAMATION: DJR made a motion to proclaim April 16, 1987 as "Read-In" Day, 2nd BAT, unanimous.

PRESENTATION: Atty. Leon O. LeMaire was present representing the Rotary Club with a \$5,000 check as a donation to the 4th of July Parade. Mr. LeMaire presented the check to JPE. JPE thanked the Rotary on behalf of the BOS and the Town and personally thanked Selectman Johnson for his efforts. John Hanlon was present representing the Chelmsford Lodge of Elks. HRJ presented Mr. Hanlon the check for \$5,000.00. Mr. Hanlon thanked the Rotary and the BOS.

REORGANIZATION: JPE opened the floor for nominations for Chairman.

BAT nominated RAB for Chairman, 2nd HRJ, unanimous.

RAB presented JPE with a plaque and gavel and thanked him for his support and assistance.

JPE nominated HRJ as Vice Chairman, 2nd DJR, unanimous.

DJR nominated BAT as Clerk, 2nd JPE, unanimous.

DJR made a motion to appoint William Logan, 8 Fleetwood Drive, to the Traffic and Safety Committee, 2nd HRJ, unanimous.

HRJ made a motion to adjourn, 2nd BAT, unanimous.

For the Board of Selectmen

Beth A. Gibbs
Beth A. Gibbs

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MAY 13 10 35 AM '87
HAYE, S. H. LAIRE
TOWN CLERK



Town Clerk

BOS Mtg, 187
Apr. 4, '87

Regular meeting of the Board of Selectmen held Monday, April 6, 1987. Members present were: Mr. Emerson, Mr. Ready, Miss Towle, Mr. Blomgren and Mr. Johnson.

Chairman Emerson called the meeting to order at 7:30 p.m.

Unfinished
Business
Appt, of
Ex. Sec.

Under Unfinished Business, JPE reported that the Board held interviews for Executive Secretary last Thursday evening with Paul Blazar and Bernard Lynch.

Motion DJR, second BAT, unan. to place the name of Bernard Lynch in nomination.

Motion DJR, second BAT, to appoint Bernard Lynch as Executive Secretary effective immediately.

JPE said that Mr. Blazar is a fine candidate but that Mr. Lynch has done an outstanding job since being appointed Acting Executive Secretary in December. DJR said he has worked with both Mr. Lynch and Mr. Blazar for over 5 years and both are excellent. He added that he thinks the Board should be getting a message that our salary bracket is a bit low for Executive Secretary. He said that Mr. Lynch was his second choice last time because he was looking for someone strong in budgeting but Mr. Lynch has done an excellent job with this year's budget and has a good rapport with the FinCom.

JPE stated that the salary has been approved by the Personnel Board at Grade 4, Level 7 (\$41,301) and as of July 1, 1987 will become Grade 5, Level 1.

Motion DJR, second BAT, to appoint Mr. Lynch as Executive Secretary, effective immediately, at Grade 4, Level 7. Board members all welcomed Mr. Lynch on board and wished him the best of luck.

Audit
Bid

Motion DJR, second BAT, unan. to retain Robert E. Brown to do the Town audits for FY87 and FY88, based on the Town Accountant's recommendation.

Reports

Under reports, JPE said he wanted to thank the Ex. Sec. and the Fire Chief for spending 5 hours with him Sunday touring the Town to check for flood damage. He also wanted to thank the Fire Chief, firemen, Ray McCusker, Ray Day and all the Auxiliary Police for helping homeowners. He said the tour definitely pointed out the need for town-wide drainage and sewerage, and that sewerage could be smelt in every part of Town.

DJR reported that at a Traffic and Safety Committee meeting Safety Officer Patrick Daley has asked that the crosswalks in the Center be painted asap, and motion DJR, second BAT, unan. to ask the Highway Dept. to have this done.

BAT reported that conditions at the East School are deteriorating and moved, second DJR, unan. to ask a rep. of the Boy Scouts to the next meeting.

HRJ reported that this is Election Eve and that whoever wins will benefit the Town, and he wants to see the Board move in a more professional manner next year.

New Busi-
ness

Under New Business, DJR noted that this is RAB's last meeting under his current term, he wishes him good luck in the election and feels he has been an asset to the Board.

Motion RAB, second DJR to put an article on the STM re snow emergency New
parking ban. The Ex. Sec. said that the Police Chief and Highway Business
Supt. want to keep the parking ban as is. Motion RAB to add an option -
all night parking with snow emergency provision, second DJR. Vote was
4 in favor to put on article, 1 opposed (JPE).

Motion RAB, second JPE, unan. to ask the Ex. Sec. to follow up on
the acceptance of Mass. Gen. Laws Ch. 59, an abatement opportunity
for senior citizens, and to place an article on the STM Warrant.

Motion RAB, second BAT, unan. to ask the Highway Dpet. to replace the
following missing street signs: Marina Road at Regina Drive, and
Regina Drive at Marina Road.

At 7:43 p.m. motion DJR, second BAT, unan. to adjourn the meeting. Adjournment

For the Board of Selectmen, by

Ludie E. Carter

BOS Mtg. Regular meeting of the Board of Selectmen held Tuesday, April 21, 1987
 April 21, 87 Members present were: Mr. Blomgren, Mr. Johnson and Mr. Emerson. Mr. Ready was out of town on vacation and Miss Towle was ill. Bernard Lynch, Executive Secretary, was also present.

Chairman Blomgren called the meeting to order at 7:30 p.m.

Minutes Approved Motion HRJ, second JPE, unan. to approve the minutes of April 6, 1987 as amended (on Page 2, CH. 51 changed to CH. 59).

Pole Petition A pole petition to move a telephone pole 6 feet on Princeton Street
 Princeton ST. was presented by Robert Morrison, property owner, and Elizabeth Kelly, New England Telephone Company. Mr. Morrison said he wants the pole put on his property line and his abutter Mr. Conry agrees. The pole will be re-located between the sidewalk and the fence. Ms. Kelly said that NET Co. is asking that the pole be moved 6 feet to eliminate aerial crossing. No one present was in favor of or opposition to this pole being moved. Motion HRJ, second JPE, unan. to grant the petition.

Joint Pole Petitions - Ms. Kelly then presented 2 joint petitions for Brick Kiln Road - one
 Brick Kiln Road to abandon one pole and move it to the other side of the road; the other, to remove 2 poles that will no longer be utilized. Motion HRJ, second JPE, unan. to approve both petitions.

Bob and Merle Page were not present to discuss their popcorn concession proposal. Motion HJR, second JPE, unan. to table.

Pub. Hrg. - At 7:45 p.m. a Public Hearing was held on the application of Accurzio
 Fisherman's Galley - and Christine M. Mansicalco for a Common Victualer Wine and Malt Beverages license to be exercised on the premises known as Fisherman's Galley, 17 Summer Street, Chelmsford. Attorney Leon LeMaire III represented the Maniscalcos. stating that all abutters had been notified by Certified Mail. They have been operating Fisherman's Galley at 17 Summer Street since Sept. 25, 1976, with no complaints, and want to have beer and wine available for their customers. Two of their children are familiar with serving alcoholic beverages, since they work in establishments where this is done, and they have a close friend who is a professional in the field who will instruct them in the necessary procedures. The restaurant seats 38, with a possible capacity of 45, and the alcohol will be stored behind the counter. The hours for serving will be 11:00 am - 9:00 pm, Monday through Saturday. Board members asked for a letter of approval from the owner of the building, Arnold Katz, and Atty. LeMaire said he would obtain this.

Motion HRJ, second JPE, unan. to take this under advisement until the next meeting. Both HJR and JPE stressed that the family has a good track record and the Police Chief is in favor of the license.

Under Reports, JPE said there had been a fatal accident this afternoon on North Road, in the vicinity of Technology Drive. He said he has known there is a problem there and this accident has proved that there is a great need for signalization at that location.

Motion JPE, second HRJ, unan. to contact the State DPW and the Police Safety Officer to check into the need for signalization.

New Business Under New Business HJR said he had been contacted by Christopher Grippo, 4 Montcastle Drive, who as an Eagle Scout project wants to carve a wooden sign for Freeman Lake and put it there, with plantings. Motion HRJ, second JPE, unan. to write to Mr. Grippo giving him the

Board's approval, and telling him to contact the Highway and Police Departments re the placement of the sign, and also check with the Sign Advisory Committee.

Rev. Harry Foster and Larry Urban of the North Congregational Church were present requesting permission to use the McFarlin soccer field for Tent Ministries and Evangelist Ralph Knight from July 23 - August 1st. They have been holding these meetings on the North Chelmsford Common for the last 3 years, and want to enlarge the activities to include a 50' x 100' tent, which seats 400 and is fire resistant, and will have inside and outside lighting. They will have 2 men as security guards on duty 24 hours a day, and the concern is well insured for personal liability and property damage. JPE commented that we have refused other groups, since this land is intended for recreational use. Mr. Urban said that this is an inter-denominational effort. HJR asked if they have checked for private land, such as the Elks, and that the Board has a problem in that they would be setting a precedent, and that we have numerous requests for use of Town fields.

North
Congo
Church re
Use of
McFarlin
Field

Motion HRJ, second JPE, unan. to table until April 27.

Town Engineer Jim Pearson was present to discuss the drainage problem on Fairbanks Road. Board members have been receiving many calls from residents. Mr. Pearson showed a map delineating an outline of the wetlands area, and said that part of the problem is that there is a large drainage area of app. 70 acres, that the pipe under Fairbanks road is much too small, and the water backs up onto Brentwood Road. JPE commented that the Sewer Commission is having a Town-wide drainage study done. Mr. Pearson said he can't recommend spending a lot of money on this, but the best solution is to pipe down Fairbanks Road, clean up the area and remove the grate. There appears to be opposition from residents at No.s 1, 3, 5 and 7 to having work done in their back yards, and there is no short term solution. After further discussion, motion HRJ, second JPE, unan. to ask the Town Engineer to: 1. modify the grate; 2. discuss the swale approach with the neighbors, and 3. keep the BOS posted on the situation and act as liaison with the Sewer Commission. It was also suggested that the Ex. Sec. try to arrange a meeting with the neighbors, the Conservation Commission and the Town Engineer.

Fairbanks
Road
Drainage

ppointments

Motion HJR, second JPE, unan. to appoint Linnea Fader as part-time clerk for the Council on Aging.

Motion HRJ, second JPE, unan. to appoint Lanning Molleur to the Auxiliary Police.

Motion HJR, second JPE, unan. to appoint James Byrd, 10 Wagon Trail Road, to the Town Celebrations Committee.

Under Bid Awards, the Board asked the Ex. Sec. for his recommendations. He said that the Center Fire Station appears structurally sound, and the Historic District Commission concurs with the proposed renovations to the station. Motion HJR, second JPE, unan. to award the bid to Rahimi Brothers Construction of Lowell.

Bid Awards

The Ex. Sec. reported that bids for Southwell Field Improvements were opened on March 13, that there were 4 bids, the base bid and 4 alternates. The low base bid was for \$304,000 from Schofield Construction, but the price for the park shelter was more than anticipated. Motion HJR, second JPE, unan. to award the base bid to Schofield for \$304,000 and then go out for bid for the park shelter and lighting.

75.
The bid awards for Highway Dept. equipment was discussed, but since the funding will not be available until August, Motion HRJ, second JPE, unan. to table.

Unfinished Motion HRJ, second JPE, unan. to have the Highway Dept. place "Slow -
Business Children" signs on Mt. Pleasant St. as recommended by the Safety Officer. RAB commented that all future signage should follow the "black book" guidelines.

Motion HRJ, second JPE, unan. to issue a 1-day Auctioneer's license to James Torteson for May 9 at Aldersgate Methodist Church.

A discussion followed on the warrant articles for ATM. HJR said that all members have reviewed them, and could ask any questions at the April 27 meeting prior to the ATM. The Ex. Sec. reported that the Dog Pound bids came in under budget, and we could award the bid within the next 3 - 4 weeks, as soon as ATM approves.

New
Business

Under New Business RAB said he would like to have at least a 12-hour delay of the broadcast on Cable 43 of the ATM. Motion HRJ, second JPE, unan. to do so, in hopes of getting more residents to attend Town Meeting.

RAB said there were several things he wanted done: final report from Harold Gray re the Snow and Ice overdraft; request Police Dept. to intensify patrols in Freeman Lake and spillway area; send a letter of thanks to the Cambodian Temple for keeping the Board up to date on their schedule of activities.

Motion HJR, second JPE, unan. to ask for a report from the Traffic and Safety Committee on no left turn from Rte. 110 onto Billerica Road, and no left turn from Billerica Road onto Route 110.

Motion HRJ, second JPE, unan. to ask Cable 43 to broadcast the agenda for BOS meetings on the Friday before and the Monday of each meeting.

RAB asked the Ex. Sec. to map out a meeting schedule through September for BOS approval.

Motion HJR, second JPE, unan. to put a 5-minute sewer update as the first item on the agendas for BOS meetings.

RAB asked the Ex. Sec. to obtain a report from Civil Defense Director Walter Hedlund on the extent of the flood damage, and the mechanism for applying for aid.

RAB then stated what he sees as long-term goals for the Board: 1. Traffic Master Plan - ask the Traffic and Safety Committee for 2 or 3 options; 2. Trash disposal strategy - HJR said there is a meeting with Sec. Hoyt on Thursday, that he will be attending with reps from Lowell and the Blue Ribbon Resource Recovery Committee. Motion HJR, second JPE, unan. to charge the Committee to come back with options for the Town. 3. In the area of cost containment, some things can be done, and RAB will work with the Ex. Sec. in that area.

RAB asked that the date of Student Government Day be confirmed, and the Ex. Sec. said that it is May 8.

RAB said that the Historical Commission needs additional money, and the Ex. Sec. said that they have a transfer for FY87.

At 9:00 p.m. motion HJR, second JPE, unan. to adjourn.

For the Board of Selectmen, by

Judith E. Carter

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JUN 11 4 15 PM '87
TOWN CLERK
MARY E. ST. HILAIRE

Regular meeting of the Board of Selectmen held April 27, 1987 at 7:00 pm at McCarthy Middle School. Members present were: Mr. Blomgren, Mr. Johnson, Ms. Towle, Mr. Ready and Mr. Emerson. Executive Secretary Bernard Lynch was also present.

BOS Mtg.
4/21/87

Chairman Blomgren called the meeting to order at 7:05 p.m.

Treasurer James Doukszewicz was present to explain the amended Professional Fees Loan Agreement and Note regarding the Chelmsford Sewer Commission and the Chelmsford Center Industrial Sewer Commission. Motion HJR, second BAT, unan. to accept the amended Agreement and Note. JPE noted that the Sewer Commission had met with EOCD this pm and they should have the grants within 5 weeks.

Sewer Comm.

Under Unfinished Business the Board discussed the issuance of a Beer and Wine License for Fisherman's Galley. The Public Hearing was held on April 21st. A letter was received from Arnold Katz, owner of the building, stating that he has no objection to the license provided that it is restricted to consumption of beverages on the premises only. Motion HJR, second JPE, to grant the Common Victualer Wine and Malt Beverages License to Fisherman's Galley, with the restriction that consumption be on the premises only. Vote was 3 in favor, BAT and DJR abstaining because they were not present at the hearing.

Beer & Wine License
Granted -
Fisherman's
Galley

Rev. Harry Foster and Larry Urban of the North Congo Church were present to ask if the Board had decided upon their request for use of the McFarlin Field for an evangelical meeting this summer. HJR asked if he had checked with the School Dept. for a possible field, and Rev. Foster said he is pursuing this. Motion JPE, second HRJ, unan. to table this matter until all avenues are exhausted.

Request for
McFarlin

Motion HRJ, second BAT, unan. to appoint the following to the Senior Center Building Committee: Allen Bennett, Dr. Howard Moore, Robert Clough, Annette Holtzman, Martin Walsh, Anthony Zagzoug and John P. Emerson, Jr.

Appointments

BAT reported that she has contacted a Boy Scout representative, and they would like more time to come up with plans, etc. and she would like them invited to a June meeting. A copy of the letter to Mr. Vacca should also go to Dennis Shephard.

Reports

HRJ said he had attended a meeting in Boston re Refuse Recovery plants, and that 4 are slated for the Merrimack Valley.

RAB reported that Mr. Lynch and Walter Hedlund attended a FEMA meeting in Lawrence re flood damage, and the federal officials will inspect the School Street dam. The Town Engineer has looked at it and found significant damage. A meeting is being set up with interested parties.

RAB said he has been watching the sewer work on Washington Street, and there was a gas leak. A letter should be sent to the Sewer Commission stating that any leaks should be reported to them. JPE stated that black top can be used for back filling. Any compliants in the future should go to the Ex. Sec. and then to the Sewer Commission.

DJE asked to have the Town Engineer check the dam at the end of Wilson Lane.

Motion HJR, second JPE, unan. to support Warrant Articles 1 - 8.

At 7:30 p.m. motion HRJ, second JPE, unan. to adjourn to Annual Town Meeting.

For the Board of Selectmen, by

Ludie E. Carter

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JUN 11 4 15 PM '87
TOWN CLERK
MARY E. ST. PIERRE
TOWN CLERK

borrowing a truck, in which case proof of residency is required.

Reports

He reported that a letter was received from Patt Moser asking if Cable 43 could again broadcast Town Meetings live, rather than delayed. The Board will discuss this after ATM.

He reported that Angela's Restaurant, formerly Beef n' Bun, will be applying for a Common Victualer's license on either May 18 or June 1.

RAB requested that a letter be sent to the State DPW re renovations on the Route 3 rest area, as moved. JPE suggested saying that we've evaluated the area and want to wait until Route 3 is widened.

JPE reported that we are on the funding list for a new Council on Aging vehicle.

RAB asked DJR to have the Traffic and Safety Committee study his proposed no left turns onto Route 129 from Rte. 110

Motion JPE, second HJR, unan. to approve supporting warrant articles 4 - 10, and 11 - 16. RAB noted that 17 could be a problem and it was of Warrant agreed to hold on #'s 13 and 17. Arts. 18 and 19 are to be dismissed. Articles Motion HJR, second JPE, unan. to support Arts. 20 - 26, that the Town Engineer has recommended all street acceptances contingent upon completion of the work.

Art. 27 will be dismissed to the STM warrant. The Rec. Comm. may pull Art. 28. Motion HJR, second JPE, to support Art. 29. Motion HRJ, second JPE, unan. to listen to the presentation of Art. 30 before making a decision.

At 7:30 p.m. motion HRJ, /^{2nd}JPE, unan. to adjourn.

For the Board of Selectmen, by

Julie E. Cudaw

TOWN OF ST. HILAIRE
TOWN CLERK
ORD

JUN 11 4 14 PM '87

RECEIVED

BOS Mtg.
5/4/87

Regular meeting of the Board of Selectmen held May 4, 1987 at McCarthy Middle School. Members present were: Mr. Blomgren, Mr. Johnson, Mr. Ready and Mr. Emerson. Miss Towle was out of town. Bernard Lynch, Executive Secretary, was also present.

The Board discussed what they were going to say to the School Committee. RAB said we should indicate to them that we are \$150,000 down at the end of Art. 3. Options are: work to cut budgets now by that amount; wait until the tax rate is set, or go for an over-ride of all the articles are passed. He noted that the first payment on this ATM's Capital Planning articles will be due in FY89 and will be \$450 - \$500,000. We could table these articles for a week.

Meeting
with
School
Committee

At 6:45 p.m. the Board met with the School Committee. RAB handed all members present a printout, and said that after Art. 3 passed we are app. \$150,000 short. He said we could 1. continue with ATM, with the understanding that the state won't certify the tax rate until the first of September, and that we would have to reconvene if the state does not approve it and decide where to cut. Or we could go for an over-ride.

School Committee member Sam Poulten said that he went to the state and there will be additional lottery monies in September. He doesn't know what formula will be used for distribution and the Town may be put on a different list, since we don't have the funds of the Towns that we have been grouped with. Nick Gavriel said Rep. Carol Clevon had told him that there is a new bill pending re Chapter 766 - if a child in this program moves into a new town after its budget has been accepted, the child's former community must pay for it.

RAB went over schedules 2 and 3 on his printout, asking the School Committee to support the BOS on what to support and what to dismiss. The School Committee agreed to approve dismissal of Article 2 on the STM Warrant.

The School Committee then moved for an Executive Session to protect the financial integrity of the Town, and all members voted Aye. When the BOS was polled, DJR voted Nay, saying he did not feel this was a valid reason. The Executive Session was tabled.

The School Committee gave the BOS its commitment to sit down and talk after ATM is over.

BOS Reg.
Mtg.
Called to
Order
Reports

At 7:10 p.m. RAB called the regular BOS meeting to order.

HRJ reported that there is an important vote at Lowell City Hall Tuesday night on the trash to energy proposal, and he is planning to be there.

He reported that he has been in contact with the Ambulance Study Committee and asked them to attend the June 1st BOS meeting.

JPE reported that the Sewer Commission has narrowed the search for consultants to do the Town-wide drainage study to 2 firms, and that final interviews are tomorrow night.

Ex. Sec.
Reports

The Ex. Sec. reported that due to the recent snowstorm we have made arrangements with the North Water District to allow residents to dump branches at the Crooked Spring Road Reservation. Chief Hughes is going to ask the State for a Special Permit to burn. This is on for residents, with commercial vehicles excluded unless a resident

MINUTES OF REGULAR SESSION
OF THE
BOARD OF SELECTMEN
MAY 11, 1987

Town
Clerk

THIS MEETING WAS HELD AT THE MCCARTHY JR. HIGH SCHOOL.

MEMBERS PRESENT: Ms. Towle, Mr. Ready, Mr. Emerson, Mr. Blomgren. Mr. Johnson was absent. Mr. Lynch, Executive Secretary was also present.

7:00 P.M. CALL TO ORDER - RAB called the meeting to order.

PROCLAMATION - BAT made a motion to approve the Proclamation, Just Say No to Drugs, 2nd DJR, unanimous.

APPROVAL OF MINUTES - BAT made a motion to approve the minutes of 3/31/87 (reg. & ex. sess.); 4/13/87 (reorganization); 4/21/87 (reg. & ex. sess.); 4/27/87 (reg.), 2nd JPE, unanimous.

NEW BUSINESS - BAT - RE: BOWL ROAD - Mr. Byrne is allegedly removing loam and BAT requested the Building Inspector and the Town Engineer investigate, 2nd JPE, unanimous. DJR made a motion to have Building Inspector information sent to Town Counsel and get his advise on actions to be taken, 2nd BAT, unanimous.

NEW BUSINESS - BAT - ALBINA STREET - BAT stated that there is a blocked catch basin on Albina Street and requested that it be cleaned.

NEW BUSINESS - DJR - ALPINE SQUARES - DJR made a motion to grant permission to the Alpine Square for use of the Center School, 2nd BAT, unanimous.

REPORTS - RAB - RE: STUDENT GOVERNMENT DAY - RAB made a motion to send a letter to the Elks complimenting them on a good job and to send a letter to employees for participation, 2nd BAT, unanimous.

UNFINISHED BUSINESS - RENEWAL OF ROADSIDE VENDOR'S LICENSE - BAT made a motion to grant the renewal of Roadside Vendor's License to Sandra E. Hone, 2nd DJR, unanimous.

DISCUSSION OF ANNUAL TOWN MEETING AND SPECIAL TOWN MEETING ARTICLES.

ARTICLES 31, 32 AND 33 will be dismissed.

ARTICLES 34, 35 AND 36 - ABANDONMENT OF STREETS - Abutters should explain. BOS supports abandonment if no abutters speak, vote to dismiss.

ARTICLE 37 - SEWER QUESTION

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MARY E. ST. MARGARET

ARTICLE 38 - SAND AND GRAVEL - Dismiss

ARTICLE 39 - RESCINDING - BOS supports

DOG POUND - RAB asked if anyone would speak. BOS supports.

ARTICLES 41, 42, 43, 44 - Residents to buy Town owned land.

ARTICLE 45 - Number of people interested in parcel on North Road.

ARTICLE 46 and 47 - Quinn Land Swap. BOS will listen to presentation.

SPECIAL TOWN MEETING

ARTICLE 1 - SOUTHWELL FIELD - Dismiss

ARTICLE 2 - SCHOOL COMMITTEE - Dismiss

ARTICLE 3 - TOWN CONTRACTS - BOS supports

ARTICLE 4 - ZONING BY-LAW AMENDMENT - Dismiss

ARTICLE 5 - POLICE LEGISLATION

ARTICLE 6 - ABANDONMENT OF A PORTION OF GAIL STREET - Listen to abutters/petitioners and vote accordingly.

ARTICLE 7 - FAIRBANKS ROAD - JPE stated that the BOS has taken steps to complete Fairbanks Road and there are some neighbors who do not want anything done. DJR made a motion to amend article to \$1.00 to reserve funding for later as the BOS does not know amount at this time, 2nd BAT, unanimous. Mr. Rubinstein will speak. Mr. Lynch stated that Mr. Gallagher does not want any work done.

ARTICLE 8 - ZONING BY-LAW CHANGE - Dismiss

ARTICLE 9 - SNOW EMERGENCY - Chief McKeon and Harold Gray wish to stay with process that is in place, people are conditioned. DJR made a motion to not support this article, 2nd JPE, RAB discussion - there is a problem in the area, more simple to have more police work than administrative work. JPE stated that there are just 2 streets that want an exemption and there is all summer and fall to work out the problem. BOS to support the way things are going now. RAB opposed.

ARTICLE 10 - CRANBERRY BOG - Judy Hass or Bernard Lynch will speak.

ARTICLES 11 AND 12 - EXEMPTIONS FOCUSING ON WIDOWS, ELDERLY, ETC. BOS supports Ch. 59, Section 17(c). BAT made a motion to support, 2nd JPE, unanimous.

ARTICLES 12, 13 AND 14 - RE: 17D & 41C BOS can elect a fiscal year.

ARTICLE 15 - TRANSFER FROM LINE ITEM 139 - DJR made to support Article 15, 2nd BAT, unanimous.

7:30 P.M. MOTION TO ADJOURN - BAT made a motion to adjourn to Executive Session for the purpose of collective bargaining, 2nd JPE, unanimous.

For the Board of Selectmen

A handwritten signature in cursive script that reads "Beth A. Gibbs".

Beth A. Gibbs

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1. The first part of the paper is devoted to a review of the literature on the subject of the effect of the environment on the development of the human brain. It is found that the environment has a profound effect on the development of the brain, and that the effects are often irreversible. The second part of the paper is devoted to a review of the literature on the effect of the environment on the development of the human brain. It is found that the environment has a profound effect on the development of the brain, and that the effects are often irreversible. The third part of the paper is devoted to a review of the literature on the effect of the environment on the development of the human brain. It is found that the environment has a profound effect on the development of the brain, and that the effects are often irreversible.

ONE

Town Clerk

RECEIVED

JUN 30 9 48 AM '87

MARY F. SCHILLAIRE
TOWN CLERK

Regular meeting of the Board of Selectmen held Monday, June 1, 1987.
Members present were: Mr. Blomgren, Mr. Johnson, Miss Towle, Mr. Ready and Mr. Emerson. Bernard Lynch, Executive Secretary, was also present.

Reg. Mtg.
6/1/87

During the Open Session Father Joseph Smyth of St. Mary's Church was present to show the Board plans the church has to add onto their parking lot, with another lot 200' by 120' added to the right of their present lot, with a 30 foot entrance from the present lot and no entrance or exit onto North Road. They also have plans for landscaping all their properties for beautification purposes. He stated that they don't have all the necessary chancery approvals yet but hope to by August. RAB noted that the Town plows the present lot, and asked about the new one. Father Smyth said if the Town can't do it they will have it done privately. RAB said the Board will check with the Highway Dept. on plowing. Dr. Rodger Currie was also present, and said that he had had plans in the 70's to clearly define all the streets in the Historic District and would pay for granite curb from 24 - 28 North Road if the Town could put it in.

Open Sess.
St. Mary's
Church

Joan Kennedy, Patchwork Theatre Director, was present to discuss with the Board a presentation they would like to put on in the Old Town Hall on Thanksgiving Weekend called a Festival of Trees and Music. The Cultural Council and Recreation Commission have both approved it. The Board said they would like to see it take place the first weekend in December, and Ms. Kennedy said they are concerned about parking that weekend, due to all the church fairs. RAB asked her to check with the Town Celebration Committee to see if the event could be tied into their annual Tree Lighting, to allow Fire Prevention Officer Galloway inspect, and the Board will check with Town Counsel re the Town's liability.

Patchwork
Theatre

Tom Paquette, student from Nashoba Tech, read a letter signed by 280 students from Chelmsford at the school relative to a decision by the Nashoba School Committee to not re-hire a Graphic Arts teacher. The letter asked the Board, as appointing authority of the Chelmsford members of the Committee, to use their influence to have her re-hired. DJR noted that these reps are also appointed by the Moderator and the Chelmsford School Committee. Motion JPE, second HJR, unan. to invite the appointing committee to the June 22nd meeting to further discuss the matter.

Nashoba
Tech
Students

At 7:27 p.m. the Board recessed for 3 minutes.

Call to Order	Chairman Ready called the meeting to order at 7:30 pm.
Proclamation	Motion HJR, second BAT, unan. to proclaim June 2, 1987 as Chelmsford High School Academic Achievement Day and June 4, 1987 as CHS Sports Achievement Day. The proclamation was accepted by Supt. of Schools Dr. Mullin.
	Motion HJR, second BAT, unan. to proclaim June 14, 1987 as National Flag Day.
Minutes Approved	Motion HJR, second BAT for those meetings she was present at and JPE for the others, to approve the minutes of the meetings of April 27, Reg. and Exec., May 4 and May 11, Reg. and Exec. Vote was unanimous.
Sewer Comm. Progress Report	JPE gave the Board an update on the progress of sewerage in North Chelmsford. These reports will be given on a monthly basis by the Sewer Commission. He also stated that Tuesday morning bids will be opened for 1500 feet of sewerage on Route 129. HRJ commented that he thinks the job was very capably done in North Chelmsford, and that everything was cleaned up each night. JPE told residents to call if they have any complaints.
Pole Petition	George Gagan, New England Telephone, was present with a petition to place 10 feet of cable within the legal limits of Boston Road to extend service into the condo complex at 54 Boston Road. The excavation under the sidewalk will be done by the developer. Motion HJR, second BAT, unan. to approve.
Town Celebrations	Jim Gifford, Town Celebrations Committee, spoke to the Board about the Spirit of Freedom Invitational Drum and Bugle Corps Competition to be held on Saturday, July 4th. He asked the Chairman to attend and welcome units from Canada, New Jersey and the other New England states. He said they are starting advance ticket sales for the event and members of the National Spartans and the Drum Major from Chelmsford High School sold the first tickets to Board members. Mr. Gifford passed out posters to be displayed and said they hoped to have at least 4,000 people in attendance.
Angela's Common Vict. License	A Public Hearing was held on the application of Angela Sarantakis for a Common Victualer license at Angela's, 61 Central Square, formerly Beef n' Bun. The application was presented by Michael Sarantakis, who stated that Angela has worked for a restaurant in Lowell for 4 years. They will be open 7 days a week from 6:00 am to 3:00 pm, serving breakfasts and light lunches. There is seating for 21 people. The Building Inspector has written that the area is properly zoned for this type of operation. Speaking in favor of the license was George Kalogeropoulos, and no one spoke in opposition. He presented a letter of support from Attorney Dennis McHugh. Motion JPE, second DJR, unan. to grant this license. The Executive Secretary is to determine if abutters have to be notified on a Common Victualer license.
Sully's Ice Cream CVL	A Public Hearing was then held on the application of Richard Sullivan for a Seasonal Common Victualer's license for Sully's Ice Cream Stand, 55 Graniteville Road, formerly Valley Ridge. Mr. Sullivan said that the stand is only selling ice cream products, that he has managed Skip's Ice Cream Stand since 1982 and bought Valley

Sully's
Common Vict.
License

Ridge last year. No one present spoke in favor of or opposition to this license. Motion HJR, second BAT, unan. to grant the license subject to and in accordance with all variances issued on the property at 55 Graniteville Road, No. Chelmsford. Use of the Common Victualer's License is specifically limited to the use of the property in its current use subject to the variances.

Meeting with
Blue Ribbon
Resource
Recovery
Committee

The Board then met with Chairman Daniel Burke and members of the Blue Ribbon Resource Recovery Committee. RAB thanked them for the excellent job they have done and asked if they would take on another charge. HJR commented that as liaison to the Committee he feels they have done a super job in researching, etc. and all the Board members congratulated them. RAB said since the Town has 2 years to go on the trash contract would they stay on and try to find a solution for the Town's trash problem. DJR said that \$125,000 had been appropriate and Mr. Burke stated that they have spent \$19,271. to date. He added that the committee met on almost a daily basis in November and December, and has met at least monthly since January. They have been working closely with the Highlands group in Lowell, and also are not comfortable with the wording of the Lowell City Council's vote to not accept the 1,500 ton per day plant. He said the Committee will continue to work until told to stop. They still have a 7 member committee but feel the need for a Town employee in the group, possibly someone from the Board of Health, to help work on the trash pick-up problem. RAB asked them to: 1. continue to "bird dog" Lowell to protect the Town; 2. within 6 - 12 months to come back with 2 or 3 proposals, one of which they would recommend; and 3. keep the Board up to date on what's going on in the region. Motion BAT, second HRJ, to send a letter to the Board of Health asking if they would permit Richard Day to sit on the Committee. Vote was 4 in favor, 1 abstention (JPE).

Mr. Burke said he will forward a report to the Board on the Committee activities since November, 1986 and will plan to attend one of the Board's summer meetings with a summary of their approach to the problem.

Member
Reports

Under Reports, HRJ reported that the Library Building Committee is seeking an architectural consultant re the site, and that a firm will be chosen by Fall out of the 25 to 30 applicants.

RAB reported that he is still receiving complaints about the spillway area at Freeman Lake and asked that the office again write to the Police Chief to increase patrols. He also asked that we check on a signage and no speeding program started 2 years ago in that area.

RAB reported that it appears there are many more dogs running loose this time of year, and asked that the Dog Officer be requested to please patrol problem areas more often.

Ex. Sec.
Reports

Under his reports the Ex. Sec. recommended the following bid awards:

Dog Pound to A. H. Rahimi for \$93,490.

Sand spreaders to J. J. Gregory & Sons for \$24,410.

Paver to Files Equipment, Acton for \$24,500.

Sweeper to C. M. Wood, Malden, for \$60,735.

2 6 wheel trucks to Hampton Motor Co. for \$40,719.

Pick-up truck to Rodman Ford, .

Bid Awards

Motion HJR, second BAT, unan. to award all bids as recommended by the Ex. Sec. and to re-bid the 6 wheel dump truck for the Highway Department.

Motion HRJ, second BAT, unan. to appoint the following as Matrons in the Police Dept.: Michelle Ann Guillemette, Kimberly Camplese and Kelly A. Fortin.

Appoint-
ments

Motion HJR, second BAT, unan. to appoint Richard Jensen, 4 South Row Street (presently in the Cemetery Dept.) as Truck Driver Laborer in the Highway Dept., based on the recommendation of the Supt. of Streets.

Motion HRJ, second BAT, unan. to authorize the Supt. of Streets to sell 2 used vehicles to John Ferreira for \$100.00.

Ex. Sec.
Reports

Motion HJR, second BAT, unan. to award the bid for the Generator for the Fire Dept. to New England Corp. Rowley, for \$9,700.00.

Barry Pearson, Chamber of Commerce, was present and introduced Robert Brustlin of Vanasse/Hangen/Brustlin, for an update on the Route 129 project. Mr. Brustlin showed an aerial photo of the area and went through the different phases of the project. Phase I, from the Rte. 3 interchange to Omni Way, is entirely funded by the state and work will be done by Middlesex Paving. Phase 2, from Omni Way to Alpha Road, is funded by a PWED grant, and will make Rte 129 5 lanes in that area. Phase 3, from Alpha Road to Golden Cove Road, will involve improvements needed to make the road 4 or 5 lanes wide. The Traffic Committee is asking the Board to apply for an Urban Systems grant to complete this phase - the grant will cover \$3 million for construction and the design would have to be paid for by the Town, at a cost of \$200 - \$250,000. He said the Board will have to make a policy decision as to whether to continue with this phase or not, but that it is a very important link to the corridor. DJR said he has serious concerns about this phase, and that residents of Golden Cove Road are also very concerned. He said that the Traffic and Safety Committee has talked about making the Route 3 end of Rte. 129 wider to entice vehicles to go back that way rather than to Golden Cove Road. He feels the solution to the Golden Cove Road problem should be geared towards the residents, rather than industry. Mr. Brustlin said he thinks something should be done at Golden Cove Road, and that they could improve safety without increasing traffic. RAB suggested that this be brought to the Traffic and Safety Committee and ask them to attend the June 22nd meeting for their input. A Traffic and Safety Committee will be posted for June 15. Mr. Brustlin concluded by stating that he feels the Town and the Chamber of Commerce should present a united front to the State.

Route 129
Update

The Ex. Sec. continued his reports.

Ex. Sec.
Reports

Motion HJR, second BAT, unan. to appoint James Pearson to NMAC's Transportation Planning and Advisory Group, with Bernard Lynch as alternate.

Motion HJR, second BAT, unan. to permit the Northern Middlesex Chamber of Commerce to sell balloons at the 4th of July parade, only down North Road as far as Dalton Road, as recommended by the Town Celebrations Committee.

Motion HJR, second BAT, unan. to appoint Elizabeth Kopicko, 3 Pendleton Road, as part-time Clerk in the Town Engineer's Office.

The Ex. Sec. read the Highway Dept's schedule of work for the next month. Motion DJR, second JPE, unan. to send a letter of thanks to Harold Gray

telling how helpful these reports are and asking him to continue sending them.

The Ex. Sec. reported that our Land Bank legislation has been re-written so that the \$100,000 exclusion can be changed at any Annual Town Meeting and allows the monies to be used for passive recreation and affordable housing, and he would like to re-submit it to Senator Amick. Motion HJR, second BAT, unan. to do so.

Ex. Sec.
Reports

He reported that we have received a memo from MMA alerting the Town to a pending bill re distribution of lottery money. Motion DJR, second JPE, unan. to send a letter to Senator Amick asking her to not support this bill, since it would hurt the Town.

Motion JPE, second DJR, unan. to approve the Annual Appointments as recommended by the Executive Secretary, No.s 1 - 12 on Page 1 and No.s 1 - 6 on Page 2.

Unfinished
Business

Motion HJR, second BAT, unan. to grant a 1-day Beer and Wine License to Friend's of St. John's Nursing Home for the Route 3 Cinema on June 9.

Motion HJR, second BAT, unan. to approve the Supt. of Streets request for 2 laborers for summer help, and warning him to be careful with his salary account.

Under New Business, HRJ moved, second BAT, unan. to send a letter to the Amoco self-service gas station across from Alpine Lane asking them to landscape as they said they would do 2 - 3 years ago.

New
Business

Motion HJR, second BAT, unan. to send a letter to the owner of the Purity parking lot asking him to clean up along Boston Road from Friendly's to the Page Building.

Motion DJR, second BAT, unan. to send a letter to the owner of the Exxon station on Chelmsford Street asking him to put up a tree line for screening his rental units.

Motion BAT, second HRJ, unan. to send a letter of commendation on a good job with the Memorial Day Parade to the Memorial Day Committee, Highway and Park Depts.

Motion DJR, second BAT, unan.. to send a letter to Father Smyth at St. Mary's supporting his concept for the new parking lot, and to check with the Highway Dept. re plowing the new lot.

Motion DJR, second JPE, unan. to notify Dr. Currie that the Town will install granite curbing along North Road if he wants to supply it.

Motion DJR, second BAT, unan. to ask the Chelmsford reps to the Nashoba School Committee, the Moderator and the Chelmsford School Committee to the June 22nd meeting to discuss the non re-hiring of a graphic arts teacher at the Nashoba Tech School.

Motion DJR, second HRJ, unan. to ask the Ex. Sec., Police and Fire Chiefs to look into a 911 system for the Town.

DJR said he has heard that AIDS may be spread by mosquitoes, and JPE said that the Board of Health has a spraying schedule. DJR said he thinks we need a more aggressive mosquito control program.

New Business
cont'd

JPE said he is concerned about the growing number of incidents involving pit bulls. Motion JPE, second HRJ, unan. to ask the Dog Officer to check with other cities and towns for their regulation- and aks for his recommendations.

RAB asked the Ex. Sec. for a report on Bowl Road, and he said that the Building Inspector has been checking and activity removing the land has stopped, and Mr. Byrne did not violate the court order.

Ex. Sec.
Reports

The Ex. Sec. reported that re the Meadowbrook Road bridge, residents have been contacted and the Highway Dept. and Town Engineer are checking trying to determine if the damage is flood related. He also reported that the School Street dam is being looked at by the Dept. of Environmental Management.

The Ex. Sec. reported that he has sent a memo to all department heads and elected officials asking their feelings about the delayed broadcast of the Annual Town Meeting this year.

New Business

Motion HJR, second BAT, unan. to send a letter to the Chelmsford Garden Club stating that the Board would like to accept and display their award plaque, as offered by the Club.

Adjourn to
Executive
Session

At 9:20 p.m. motion DJR, second BAT, to go into Executive Session for the purpose of discussing collective bargaining. Roll Call vote was as follows: HJR-Aye; BAT-Aye; DJR-Aye; JPE-Aye; RAB-Aye. The Chairman announced that the Board would not be returning to Open Session.

For the Board of Selectmen, by

Judith E. Carter

Town Clerk

RECEIVED
87 AUG 17 AM 10:55
TOWN OF DUNSMUIR
MARY E. ST. HILAIRE
TOWN CLERK

Regular Mtg.
June 22, 1987

Regular meeting of the Board of Selectmen held Monday, June 22, 1987. Members present were: Mr. Blomgren, Mr. Johnson, Miss Towle, Mr. Ready and Mr. Emerson. Bernard Lynch, Executive Secretary, was also present.

Open Session

Dept. Heads
re Closing to
Public 1 day
per week

During Open Session the Board spoke with the Ex. Sec., Treasurer James Doukszewicz, Assessors Diane Phillips and Ruth Delaney, and Betty Delaney, Assistant Town Clerk, re closing of Town Offices to the public one day per week. The Treasurer explained that his budget has been cut by \$11,000 to exclude summer and part-time help and since Wednesday is their least busy day he is closing to the public so his staff can catch up on their work. The Assessors said they tried this in 1983 and found it very helpful, except all other offices were open at that time. At the department head meeting last week all departments thought it would be helpful and Fridays were discussed as opposed to Weds. Betty Delaney said that if some offices close and others don't, the Clerk's and Selectmen's offices would get the brunt of the phone calls and unhappy taxpayers. Ms. Phillip said that they are looking at closing on a permanent basis, and HJR said he thought it should be reviewed after 6 months. Both the Clerk and Assessors said they thought they should leave an answering message on the phones on the closed day. DJR said his initial reaction is that he hates to see the building closed to the public, but if we do so, he thinks that Wed. would be better than Friday. The Ex. Sec. commented that the Planning Board meets on Wed. nights and many people are coming into the building during the day of the meeting. HJR said he thinks the department heads know best, and let them decide.

DJR said that we have talked in the past about acquiring a central switchboard, and maybe this is the time to review this. Ruth Delaney and the Treasurer said they will accept whatever day the majority wants. RAB said that in summation, the Treasurer, Town Clerk and Assessors will be closing to the public one day a week, and that the BOS will have an answer re the other departments by July 1st.

Open
Session
cont'd

Charles Watt, who owns land and is constructing a new office building at 93 Chelmsford Street was present to ask the Board about renting land along the railroad tracks - app. 500 feet from the Mobil Station to Fletcher Street. DJR commented that the Town also needs parking for the Little League fields, and Mr. Watt said he is willing to work with the BOS. The Ex. noted that there is a bike path project that may be taking place along the tracks in a couple of years, that some land along the path is leased with a 10 foot right of way, and that they have asked for a moratorium on leasing until the end of the fiscal year. RAB said he would sit down to discuss this after Labor Day with the Ex. Sec. and Mr. Watt.

Charles Watt
re lease of
railroad
land

Judy Olssen was present and said she would like to promote public interest in the bike path, that it would be a big asset to the Town. A group in Town has a petition to support the BOS, state senator and state rep and the Board members signed the petition indicating their continued support for the bike path.

Petition re
Support of
Bike Path

Walter Hedlund, Town Celebrations Chairman, was present asking the Board's permission to borrow certain equipment and close off certain streets, as is customary, during July 3rd and 4th. He said that the parade is shaping up well, that they have 10 bands and 15 floats.

Town Cele-
brations re
4th of July
Equipment, et

William Dalton, President of the Firemen's Union, told the Board that they are getting 10 - 12 pieces of apparatus from other towns to take part in the parade. They are also running a booth this year and will donate all proceeds to the Town Celebrations Committee for the 4th of July Parade. Part of their booth will be educational, to encourage residents to have at least 4" nubers on their homes.

Firemen's
Union re
July 4th
Booth

Chairman Blomgren called the meeting to order at 7:35 p.m.

Call to Order

Motion HRJ, second BAT, unan. to approve the minutes of the June 1st meeting.

Minutes
Approved

RAB then presented a Certificate of Appreciation to Peter Dulchinos for his 15 years of service as an elected member of the Board of Health.

Certificat
of Appreciati

Mrs. Jean Kydd, Chairman of Conservation for the Chelmsford Garden Club, presented an award that the club had won from the National Arbor Day Foundation for presenting seedlings to all the 3rd graders in Town. The club feels the award plaque should be for the whole Town, and asked the Board to hang it in the Town Offices. RAB congratulated the club and thanked Mrs. Kydd.

Presentatio
of Plaque by
Garden Club

Motion HJR, second BAT, unan. to proclaim 1987 as the start of a Decade of Peace in Chelmsford.

Proclamation
S
M
Peace

Pole Petitions	The Board was then presented a petition from Mass. Electric Co. to place utility poles on Brick Kiln Road to serve the 180 condo complex Brick Kiln Meadows, across from UPS. There is a clearance problem with the high lines, all the utilities can't meet the clearance, so there will be poles on both sides of the road. DJR asked if we can't put all poles on one side of the road and the Mass. Electric rep. said that State and Federal Guidelines say No. Motion HJR, second BAT, unan. to approve. RAB asked that Mass. Electric notify the residents of Monmouth Street when the pole at the head of the street will be moved because several residents have generators.
Brick Kiln Road	
Littleton Rd.	Elizabeth Kelly, New England Telephone Co., presented a petition to erect a support pole on Littleton Road near Kidder Road, to offset the tension at Littleton and Kidder Roads. Motion HJR, second BAT, unan. to approve.
Ledge Road	Ms. Kelly then presented a petition to erect a support pole on Ledge Road to take care of the leaning pole that supports 15 customers. DJR said he wants to stop the number of support poles, and RAB asked if they have the same concerns from other towns. Ms. Kelly said Yes, occasionally. JPE said he is also concerned, that we will have to start suppressing utilities and need to sit down with Mass. Electric and New England Telephone. Art Stratton, NET Engineer, was also present, and RAB asked him if there is a collar or something to put around the leaning pole. Mr. Stratton said they now have a push brace, which they are trying to remove. Mrs. Guilmette, 75 Ledge Road, said she is opposed to a new pole and showed pictures of the push brace, which is on her property. Ms. Kelly explained that they are in the process of having the brace removed by putting in the new pole across the street within 4 days. Mrs. Guilmette said she feels there is no need for a stub pole across the street, and George Schaffer, a retired Civil Engineer, 50 Ledge Road, said there are 2 better methods: bring the brace back and put it in the Town right of way, or put a 1 yard cement collar around it. Mr. Stephens said there is no need to put a stub pole on his property. Mr. Stratton said that proper engineering called for that pole to be replaced, either with a stub pole or a brace pole. They went to check with the Guilmettes, but they were not home. He added that they rarely use concrete collars, and the Mass. Electric rep. said that if concrete were used and the pole was ever hit, it would snap off and take a long time to replace. Motion HRJ, second JPE for discussion, to have the telephone company get together with property owners and come to a mutually satisfactory solution. RAB asked is the best solution aesthetically a collar. Mr. Stratton said a stub pole, on Town property, in the right of way. After more discussion and various motions that were not voted, motion HRJ, second BAT, unan. to allow New England Telephone to withdraw the petition without prejudice.
Brick Kiln Rd.	The rep. from Mass. Electric then presented a petition for 4 feet of buried conduit on Brick Kiln Road. Motion HJR, second BAT, unan. to
Dog Hearing - Sacco Dog, Main Street	The Board then held a Dog Hearing regarding a dog owned by Kenneth Sacco, 52 Main Street. The hearing was requested by Joseph Car-elli, 50 Main Street, who claimed that Mr. Sacco's 3½ year old German Shephard dog is tied out all day long and barks constantly. Mr. Carelli said he spoke to Mr. Sacco in March, and the dog was kept in for 2 weeks, but when he spoke to him in April Mr. Sacco said he didn't have to keep his dog in the house. Mr. Sacco referenced his letter to the Board, in which he stated that he has been there

for five years, has had the dog 4½ years, there are 9 dogs in the area, who are not all kept in during the day. Mrs. Pat Kohl, 6 Leedburg Street, said her land abuts Mr. Sacco's that she is home all day and the dog does not bark constantly, only when people go by.

Sacco Dog
Hearing cont

Speaking against the dog was a friend of the Carellis, Michelle Goguen, 32 Billerica Road, who said the dog barks when she comes to the Carellis and doesn't stop, that one day the dog jumped the fence and was hanging by its leash. The Dog Officer said he has heard the dog bark and has also gone by when the dog is quiet. Recently he has been by at least once a week and not heard the dog. Mr. Sacco said he is not gone 7 days a week, only 5, and the dog is not put out when it rains. RAB asked if he would consider muzzling the dog and Mr. Sacco said he would have to think about it. Mr. Sacco's brother John from Worcester said he lived there for about 4 months and the dog never bothered him with his barking. The Ex. Sec. said the Board has options - they could require Mr. Sacco to keep the dog quiet, and if there are more complaints they could require muzzling or removing the dog from Town. Motion JPE second BAT, unan. to table a decision until the next meeting and told Mr. Sacco he hopes he will take action to keep the dog quiet. BAT said she hopes the Carelli will continue to contact the Dog Officer if the dog bothers them.

Gary Bevis, 50 Wightman Street, Lowell, addressed the Board re a parcel of land on Shore Drive where he is constructing a house. At the ATM a builder asked to buy Lots 19 and 20 on Mallory Street, but Mr. Bevis' attorney Joseph Shanahan did not speak on his behalf, and Mr. Bevis is now asking the Board to put the land up for auction. DJR commented that the ATM authorized the ROS to sell the land, and the Ex. Sec. said that Town Counsel says the land should be put up for bid. Motion BAT, second DJR, unan. to follow Town Counsel's opinion.

Gary Bevis
re Purchase
of Town-
owned Land

A Public Hearing was then called against two dogs owned by Gary Rogers. 12 Dakota Drive. The hearing was requested by Carol Whelan, 10 Dakota Drive. The Chairman had all persons who were to testify sworn in. Mrs. Whelan said that the Rogers had moved next door to her a year ago, that the dogs run loose all the time and she feels they are a health hazard and a nuisance and should be removed from Town. Joseph Erbacher, 10 Gallup Drive, said that Rogers had lived across the street from him for about 3 years and they had constant problems with their dogs. The Dog Officer said that the Rogers had been issued 8 citations during that time. Richard Papenfuss, 7 Gallup Drive, said there had been trouble from the time the Rogers moved in, 1 is a Golden and 1 a Labrador Retriever, and they were left to run free on 2 and 3 day weekends. The Dog Officer said he has not seen them off the Dakota Drive property since they moved there, and they moved there for one reason because of a fenced in back yard, but apparently the dogs have dug out under the fence. Mr. Rogers was not present at the hearing, and the green return receipt card from the certified letter had not been received back.

Dog Hearing
Rogers Dogs
12 Dakota
Drive

Motion HJR, second DJR, to send a letter to the Rogers, hand-delivered by the Police Dept. stating that the Board has had a hearing and the next time the Board receives complaints about their dogs, the dogs will be removed from Town. It was agreed as a matter of policy that from now on when a dog hearing is called, the letters will be hand delivered by the Police Dept.

Town Engineer Fairbanks Rd. Update	Town Engineer Jim Pearson was present with an update on the Fairbanks Road drainage problem. After the last meeting he met in his office with the neighbors who were present, and met with the Conservation Commission on June 2 regarding a swale, not proposing a permanent easement but a one time entry only. The design process would take place this summer and the work would be done in the winter. The Ex. Sec. is to check to see that the grate on the culvert has been replaced with a larger grate.
Traffic and Safety Comm.	The Traffic and Safety Committee was present to update the Board. DJR said that at its last meeting the Board asked the Committee to address the Billerica Road - Golden Cove Road area. Jim said that the first recommendation is that the No Left Turn option from Route 110 onto Billerica Road be established, with all signs to conform to uniform standards. Motion DJR, second HRJ, unan. to do so as soon as the signs can be put up. Jim Pearson then said that the committee has considered no left turn from Billerica Road into the Center, and has decided not to recommend this. DJR added that the Committee also thought the signage prohibiting this turn would be too awkward. The Committee is advising a 4-way stop at Adams and Newfield Street in North Chelmsford. Motion HRJ, second BAT, unan. to approve. The Committee recommends signage and delineation at Golden Cove and Billerica Roads - increasing visibility, edge striping, regulatory signs, moving flashing light across road, as shown in a plan prepared by Jim Pearson dated May, 1986. He added that there is no money in the Highway budget to do this work. Motion DJR, second HRJ, unan. to have the Ex. Sec. check for funding and approve this proposal if funding is available.
Discussions on:	
Chelmsford Center	
Route 129	The Committee also discussed the question of where to end Phase 3 - and recommend that it go from Alpha Road to Scientia Drive, with additional attention paid to the intersection of Riverneck Road. Engineer Bob Brustlin said they want to improve the Rte. 129 corridor and encourage traffic to go south to Route 3, rather than north to the Center.
Dalton Rd. - Stedman St.	Many residents were in attendance to address other traffic problems. Pat Moon, 158 Dalton Road, said she is concerned with the intersection of Dalton Road and Stedman Street, there are a number of heavy trucks on both of these streets, and speeding on Dalton Road. She added that a number of accidents have taken place at this intersection. DJR said that the Committee has asked Mr. Brustlin to check the Town's options for restricting trucks on Stedman Street and Golden Cove Road. Jack Luskin, corner of Stedman and Dalton. said there is a grass roots movement in Town to do something about the traffic problem. He said that on June 1 they counted 32 trucks at the intersection between 6:30 and 9:30 am. and on June 8 and 9 they ran video equipment for 12 hours and found that there were app. 122 trucks per day, not delivery trucks but more trucks with hazardous materials. They are also concerned with general increased traffic in the area, both on main and side streets. Motion DJR, second HRJ, unan. to approve applying for an Urban System or PWED Grant as approved by the Traffic and Safety Committee contingent upon design funds being available. RAB said he is asking the Traffic and Safety Committee to come back to the Board with a Master Plan within one year. DJR said the goal of the Committee is to make traffic easier for the residents and discourage transients and the Committee feels that we need signalization to stop transients. Sam Poulten. Committee member, said whenever new industry comes in let them find other ways to reach these facilities.

Mr. Brustlin noted that at Tambone's, 300 Apollo Drive there is an emergency gate and that the gate is being left open - this could be solved by a small fence, higher curbing, etc.

Traffic and
Safety
cont'd

Chris Alexion, 8 New Spaulding Street, asked to be notified of the next Traffic and Safety Committee meeting.

Motion JPE, second HJR, unan. to take the Nashoba Tech School Committee meeting off the agenda since all parties cannot be present and the Ex. Sec. will ask for minutes of the Committee's last few meetings pertaining to the firing of the Graphic Arts teacher.

HRJ reported that he has received a report from the Ambulance Study Committee and asked that a copy be made for each Board member.

Reports -
Board Members

He also reported that the Library Building Committee has narrowed a total of 21 architects' proposals down to 6 finalists.

He commented that since the City of Lowell has voted against the Mass Burn approach, it behooves us to find alternatives for disposal of trash.

Motion HJR, second BAT, unan. to send letters of thanks to the owners of Amoco and Purity Supreme on the way they have cleaned up and improved their landscaping.

Motion DJR, second BAT, unan. to approve all the requests of the Town Celebrations Committee for the 3rd and 4th of July as outlined in Walter Hedlund's letter of June 22nd.

JPE reported that he had re-toured the Center Fire Station and found vast improvements, both inside and outside, and wants to commend the Chief and the firefighters.

He stated that re his report on pit bulls, he is not yet prepared due to the great response and amount of material received, but will have his report by the July 20th meeting.

He reported that the Dog Pound will be completed within 1½ months under the guidelines of Milton Kinney.

JPE also reported that amendments have been passed for the Center Industrial District Sewer Commission for \$2.3 million.

The Ex. Sec. reported that the renovation of the Route 3 Rest Area project has been dropped by the Mass. D.P.W.

Ex. Sec.
Reports

He brought up the subject of a Personnel Director. Motion DJR, second JPE, unan. to authorize the Ex. Sec. to submit a grant application to fund this position to E.O.C.D. and to work with the Personnel Board and Moderator re establishing this position.

Motion DJR, second BAT, unan. that we set up a sub-committee to work with the School Committee.

The Ex. Sec. reported that the first department head meeting was held last week, that they accomplished a lot and plan to continue these meetings on a monthly basis. BAT said she heard feedback that department heads speak more freely at these meetings without members of the BOS present. He reported that they have agreed to coordinate the purchase of supplies, and that department heads found that the 24-hour tape delay of ATM was not effective.

Motion JPE, second DJR, unan. to go back to live showings of ATM's.

Reports cont'd	Re a smoking policy, it was left up to each department head as to what to do in their own department, to try to avoid smoking in areas open to the public, and that an area will be open for smoking on each floor. Motion HJR, second BAT, unan. to adopt this policy.
Appointment - Special Town Counsel	The Ex. Sec. reported that he has been requested by Town Counsel to appoint a Special Town Counsel re the eminent domain taking on Weide Street, and he recommended Davis Tobin. Motion HJR, second BAT, to appoint Mr. Tobin as Special Town Counsel. Vote was 4 in favor, 1 abstention (JPE).
Bid Award	Motion HJR, second BAT, unan. to award the bid for the Fire Chief's car to Hallissey Chevrolet. The Ex. Sec. said he will report on the Carlisle/Chelmsford Cranberry Bog in July.
Annual Commi- tee Re- appointments	Motion HJR, second BAT, unan. to approve all committee re-appointments as listed and adopt the Ex. Sec.'s memo dated June 22. The Ex. Sec. said he will have the rest of the appointments at the July 20 meeting.
Unfinished Business	Motion BAT, second HJR, unan. to appoint Mickey Dearborn and Thomas Gallagher as summer help on the Highway Dept., as recommended by the Supt. of Streets. Motion HJR, second BAT, unan. to upgrade the streetlight on Pole #3 at the corner of Abbott and Bentley Lanes to 4,000 lumens. Motion HJR, second BAT. unan. to award the bid for the Southwell Field Electrical and Sports Lighting to Ryan Company, Rockland, MA for \$72,800, the low bidder. Motion HJR, second BAT, unan. to award the bid for the Highway Dept. dump truck to Taylor and Lloyd, as recommended by the Supt. of Streets, for \$41,785. Motion HJR, second BAT. unan. to award the materials and equipment rental for the Highway Dept. to the low bidders, as recommended by the Supt. of Streets in his letter dated June 19, 1987. JPE left the meeting at 10:15 p.m. Motion HJR, second BAT. unan. that the sale of the \$2,295,000 Municipal Purpose Loan of 1987 bonds of the Town dated July 1, 1987 to State Street Bank & Trust Co. and Bear, Stearns & Co. at 100.0126 and accrued interest is hereby confirmed. The bonds are payable on July 1 of the years and in the principal amounts and bear interest at the respective rates. as follows: Year: 1988; Amount \$575,000; Interest Rate: 5.00%; Year: 1989; Amount \$575,000; Interest Rate 5:00 %; Year: 1990; Amount \$575,000; Interest Rate - 5.00 %; Year - 1991; Amount - \$575,000; Interest Rate - 5:00%. It was further vote that the consent dated June 9, 1987 to the certifying bank bidding for the bonds is hereby confirmed.
New Business	Under New Business, BAT presented a petition signed by residents of East Chelmsford relative to odors coming from Corenco. in Tewksbury. Motion BAT, second DJR, unan. that the Board send a letter to the Board of Health asking them to contact the Tewksbury Board of Health and the D.E.Q.E. (send cc's to Joan Leterneau, 84 Carlisle St.). Motion BAT, second HJR, unan. to ask the Police Dept. to check Albina and Carlisle Streets for parking, and to post them if not accessible.

Motion BAT, second HJR, unan. to contact the state and/or county re the sign at Concord Road and Boston Road - it is presently upside down and backwards.

New Business

Motion BAT, second HRJ, unan. to ask the Highway Dept. to replace the Stop sign at Manning Road and Carlisle Street.

Motion DJR, second BAT, unan. to put an article on the next Annual Town Meeting Warrant re house numbers at least 4" high, based on the Fire Dept.'s recommendation. RAB recommended reviewing the whole by-law.

DJR asked that a Certificate of Appreciation be sent to Dr. Vernon Strobl for his services to the Town and Schools.

DJR commented that there was an editorial in the Chelmsford News-weekly and motion DJR, second BAT, unan. to send a letter to the Chelmsford Garden Club asking if they would be interested in an Elm Tree project referred to in the editorial.

RAB stated that a letter had been received from Roseann Riddick, City of Lowell, asking the Town to support the United Fund. He asked Ex. Sec. Lynch to be chairperson for the Town and School Dept.

At 10:20 p.m. motion HRJ, second BAT, unan. to adjourn.

Adjournment

For the Board of Selectmen, by

Julie E. Cate

Special Meeting of the Board of Selectmen held Saturday, July 4, at 9:30 am in the Old Town Hall. Members present were: Mr. Blomgren, Mr. Johnson, Miss Towle, Mr. Ready and Mr. Emerson. Bernard Lynch, Executive Secretary, was also present.

Special Mtg.
July 4, 1987

Motion HRJ, second BAT, unan. to close the Town Offices to the public on Wednesday, beginning July 15, 1987 for a 4-month trial period, to be evaluated by the Executive Secretary at the end of the 4 months or sooner, if deemed appropriate.

At 9:35 am motion HRJ, second BAT, unan. to adjourn

For the Board of Selectmen, by

[Signature]

MINUTES OF THE MEETING OF THE BOARD OF SELECTMEN
JULY 20, 1987

RECEIVED

87 AUG 25 AM 10:49

MEMBERS PRESENT: Mr. Blomgren, Mr. Johnson, Ms. Towle, Mr. Ready, Mr. Emerson was on vacation. Mr. Lynch, Executive Secretary was also present.

MSFORD
HILAIRE
TOWN CLERK

CALL TO ORDER: RAB called to the meeting to order at 7:30 p.m.

AWARDS OF APPRECIATION: Awards of Appreciation were prepared for the following individuals: Lillian Judge, Town Clerk's Office; Officer Mark Burlamachi, Police Dept.; Officer James Kerrigan, Police Dept.; and Dr. Vernon Strobl, Physician to the Town and Schools.

APPROVAL OF MINUTES: HRJ made a motion to approve the minutes of 6/22/87 and 7/4/87, 2nd BAT, unanimous.

7:30 P.M. - SEWER COMMISSION UPDATE: Barry Balan of the Sewer Commission was present to update to the BOS on the job status of the North Chelmsford Sewer Project. See Report of Sewer Commission dated July 20, 1987, attached.

7:35 P.M. - BLUE RIBBON RESOURCE RECOVERY COMMITTEE: Leo Paradis, Andy Simms, Robert Pfeiffer and Dan Burke were present to update the BOS on their study plan for solid waste disposal. Mr. Paradis had a timetable schedule for the next year. They will develop a strategy plan, gather and screen information and data, talk to a number of people, generate alternatives, evaluate alternatives, selection of methods with 2 to 3 alternatives, make a presentation to the Board of Selectmen in March or April of 1988. Mr. Paradis had a presentation consisting of Project Schedule, Solid Waste Disposal Categories - Mass Burn, American Ref Fuel Concept, NESWC; Integrated Handling, Lowell Citizens Advisory, Committee Recommendations; Landfilling, Swain Road, Lowell; Mass Burn - Host Community, Partial Host Community, Spot Market, Regional Facility; Integrated Handling - Curbside Separation, Automated Separation, Composting, RDF Pellet Production, RDF Incineration, Fluidized Bed-Gasification/Pyrolysis, Atomized Injector Incineration; Landfilling - Ash Landfill, Waste Landfill; Study Plan; Decision Tree - Approach, Participation Level, Waste Flow Stream, Disposal Technology Stature; Impact on Chelmsford, Cost/Risk Analysis; Concerns - Adequate Technical Expertise, Can we use appropriated funds?, What have other Communities done?, Do we involve other Communities?. HRJ asked what the amount was from the \$125,000 appropriated. Mr. Paradis stated that approximately \$25,000 has been spent. DJR made a motion to ask Town Counsel and Town Accountant if appropriated funds can be used, 2nd HRJ, unanimous. The Blue Ribbon Committee has been tentatively scheduled for a meeting at the end of October/1st of November.

7:40 P.M. POLE PETITIONS - Betsy Kelly was present representing New England Telephone.

HRJ made a motion to approve the petition for buried cable at Old North Road (servicing the new dog pound), 2nd BAT, unanimous. Sam Poulten of the Chelmsford School Committee asked if there would be a disruption of service to the school. Ms. Kelly stated that this work would be done before the start of the school year.

HRJ made a motion to approve the joint petition of New England Telephone and Massachusetts Electric on Wotton Lane, 2nd BAT, unanimous.

HRJ made a motion to approve the petition for buried cable on Chelmsford Street, 2nd BAT, unanimous.

RAB stated that at a past meeting it was requested that a pole (#11/76) be removed from Monmouth Street. Mr. Lynch will call to follow up. Mr. Lynch stated that the David Ravenici of N.E.T. was very helpful in rectifying a problem with Mrs. Guilmette of Ledge Road.

7:45 P.M. NYNEX Public Hearing - RAB stepped down as Chairman and turned the meeting over to the HRJ. Ms. Cynthia Leary was present from NYNEX with a petition to place fiber optic cable on existing poles on Mill Road and Elizabeth Drive to service Digital. BAT made a motion to approve, 2nd DJR, unanimous. DJR made a motion to approve the petition for conduit on Mill Road from existing pole to Elizabeth Drive, 2nd BAT, unanimous.

7:50 P.M. - AMBULANCE STUDY COMMITTEE - Shirley Pearlman, Chairman, was present to update the BOS on their progress. They have been meeting since January to recommend a contract and to determine the ambulance service needed for Chelmsford. The current contract will expire on July 31, 1987. They have surveyed 50 other communities that were similar to Chelmsford. Only 9 had used a contract. Only Lowell, Dracut and Tyngsboro have the same type of contract as Chelmsford. After review of all of the surveys, it was determined that the best features should be included in any contract. Those features being, an ambulance stationed in Chelmsford to avoid delays, have a back up ambulance, an ambulance in good repair, meets state specs, the personnel meets state requirements, meets spot inspections, and some kind of reporting system, i.e., kinds of runs, accidents, nursing homes, etc. Ambulance personnel should be familiar with the roads in Town, provide some kind of educational services, blood pressure, CPR Recertification, first aid, respond to 2nd alarm fires, disasters, etc. HRJ, liaison to Committee, commended all members for fine job. Mrs. Perlman stated that with the new contract, they would like to see all points incorporated. Mrs. Perlman stated that Fire Chief Hughes told her the Fire Dept.

responded to a number of medical calls and would like the pressure taken off the Fire Dept. DJR was concerned with the no charge for pick up of Town Employees on duty. Mrs. Pearlman stated that the Town was not liable, many other towns have this service. Mrs. Pearlman suggested a monthly report of calls. DJR stated that there were no funds in this fiscal year for a contract. Mrs. Pearlman suggested an ambulance in Town be housed in the Fire Dept. or Highway Dept., Town provides housing. Mr. Lynch will work on an RFP request for bids to go out to bid in the Fall by mid-September with recommendation for a January 1st in case of a Special Town Meeting. DJR made a motion to extend the contract to December 31, 1987 and to authorize Mr. Lynch to work with ambulance contract with a target coming back in the first October meeting with RFP, 2nd BAT, unanimous.

8:00 P.M. - PUBLIC HEARING - LOWELL HONDA - Richard DeSantis, 170 Tyngsboro Road, was present to request a Class I Auto Dealer's License to sell new and used motorcycles, mowers, repairs, parts and service. RAB questioned the appropriateness of the notification of abutters. This is a relocation of business from Branch Street in Lowell. Mr. DeSantis had no plans to use the fuel storage tank for fuel. He stated that he will have it removed or test it for waste oil. Mr. DeSantis has been in with his father since 1972. This license is needed for the sale of motorcycles, only. There will be customer parking available. He will have 40 to 50 motorcycles in the Winter and 100 to 150 in the Summer. DJR requested limiting 150 motorcycles on the premises. There will be no test driving of motorcycles or ATVs due to insurance liability. RAB asked if anyone present wished to speak in favor or against this license. No one came forward. He will limit motorcycles to 150 to 200 vehicles and if this proves to be a hardship, Mr. DeSantis can come back. HRJ made a motion to approve the Class I license with the restriction of a limit of 150 vehicles, receiving letter from Fire Cpt. Galloway relative to the gas storage tank meeting criteria, 2nd BAT, unanimous.

8:15 P.M. - BOY SCOUTS OF AMERICA - Nicholas Vacca and Darrell Fernard, Vice-President, were present to answer questions of the BOS regarding the condition of the East School. Mr. Fernard stated that study committees have been formed to find options. Mr. Vacca stated that they have gone to the United Fund to get approval to run a fund raiser to improve the building. The United Fund has placed a moratorium on fund raising. Mr. Vacca stated that they are not happy with present conditions and have considered selling the building with half of the profits going to the Town. Mr. Vacca stated that the building is not conducive to anyone but a non-profit organization. It was suggested that Mr. Vacca come back to a meeting in October with ideas after he met with his Board of Directors. DJR offered any help that the BOS could give and stated that some for the Board members could go to the help Board of Directors meeting.

8:30 P.M. - DOG HEARING - Irene LePage, 216 North Road, owner of the Irish Setter that bite Natasha Parekh, 11 Northgate Road. RAB sworn in Mrs. LePage, Mr. and Mrs. Parekh and Natasha Parekh. Mrs. Parekh stated that on 4/8/87 her daughter, Natasha, was bit. by the LePage dog on the upper thigh. Mrs. Parekh stated that Mrs. LePage's son was on the lawn and went into the house and did not call off the dog. Natasha had to throw her bike at the dog. She then walked home. Mrs. Parekh is a licensed nurse and EMT. She looked at the wound and went to see a doctor. On the way to the doctor's office, Mrs. Parekh stopped at the LePage house. Mrs. LePage had just gotten home from work and did not know what had happened. Mrs. LePage looked at the dog bite and offered to pay the doctor bills. Natasha was given a tetanus shot and put on antibiotics. The doctor told Mrs. Parekh to notify the Health Dept. Mrs. Parekh called the Police and spoke to Officer Daley that evening. Officer Daley filled out a report and stated that the procedure would be that the Dog Officer would be in contact with the Parekh family to let them know the next steps. Mrs. Parekh stated that the Dog Officer did not get in touch with them. The following week Mrs. Parekh called the Police asking for the Dog Officer. After some time, the Dog Officer returned the call. The Dog Officer told Mrs. Parekh that he was satisfied with the dog being restricted. Mrs. Parekh stated that the dog was not licensed. Mrs. Parekh was very unhappy with situation. Mrs. Parekh stated that the dog is not in responsible hands and would have been content having the dog removed from town. Mr. Parekh stated that when the hearing was requested, they did not get anywhere. The Parekhs were upset that the town would have a hearing for a barking dog and not his hearing. RAB stated that all potential hearings are attempted to be resolved before they are heard. Mrs. Irene LePage, 216 North Road, stated that she has cooperated fully with Mrs. Parekh and the Town. She has owned the dog for eight years. The dog has had rabies shot and has been restrained on a run. HRJ stated that dog hearings are repeat offenders that are not cooperating with neighbors with repeated violations. Franklin Warren, Dog Officer, stated that the dog was on a run and there are no other incidents on record. Mr. Warren stated that in his observations the dog is not in front of the house. RAB apologized for not having a timely hearing as the BOS wanted to try to resolve and had the Dog Officer give periodic checks. RAB asked Mrs. Parekh what she wanted. Mrs. Parekh asked why the dog was not quarantined. Mr. Warren stated that in normal situations he would get a report from the hospital or Board of Health. If the dog is not restrained then it goes to the dog pound. John LePage stated that he told the dog officer that he would put the dog to sleep if necessary. He confined the dog to the house and when the dog went out it was leashed and on a run. He was upset the way his son handled the situation. DJR stated that the delay and steps in hearing are different in this case in that the Dog Officer was

satisfied. In other cases, the Dog Officer was not satisfied with response of owners. Mr. Lynch apologized for the lateness following procedures, however, it was felt the problem was solved with sending a letter. The Dog Officer stated that he tried to call Mrs. Parekh but the phone was either busy or he was not near a telephone. The Dog Officer did state that police reports will confirm that the dog is being restrained.

8:45 P.M. - RECREATION AND VARNEY PLAYGROUND COMMISSION - Robert Charpentier, Chairman of the Recreation Commission, was present to discuss trying to arrange a process to tag cars parkings at Crystal Lake, however it was found to be illegal. They are trying to have proper coverage, problems with parking, beach crowded. RAB stated that there must be other ways to support recreation services. Perhaps the Recreation, Varney Playground and Executive Secretary could come up with some kind of procedure dealing with user fees, etc. They would try stickers, however they are under staffed. Mr. Lynch will work with Recreation to try to find ways to solicit funds, parking, etc. Cheryl Warshafsky is to be notified of the meetings.

The Mill Road Soccer Fields will be seeded in the Fall. They are having a problem getting water to irrigate. The Water Department refused to give the Recreation Commission any water. Mr. Lynch will contact the Water Department and ask them to cooperate with the Town.

REPORTS - HRJ - Mr. Lynch was commended for the meeting update memo that was sent to BOS.

ABANDONED CARS - HRJ stated that there are several unlicensed cars in the town. DJR agreed that the Bylaws are not tough enough. DJR made a motion to put the Bylaw in for the next Town Meeting, 2nd HRJ, unanimous. HRJ made a motion to have the Building Inspector do a survey of area communities regarding bylaws for abandoned vehicles, 2nd DJR, unanimous.

LIBRARY TRUSTEES - have narrowed the field of library building site architectural consultants to seven and will be interviewing during August. HRJ will keep the BOS apprised.

REPORTS - DJR - DJR made a motion to support the Chief McKeon's recommendation to ask Town Counsel to initiate action immediately regarding M.G.L. c. 40 s. 36B, 2nd BAT, unanimous.

AFFORDABLE HOUSING - DJR stated that 2 years ago the Town got on the black list with the State under Ch. 215 and had trouble getting funding for the sewer project and traffic. At that time, the BOS signed an agreement with the State to pursue avenues to alleviate this situation. Mr. Lynch stated that the Town has met most of the target dates and on other matters slightly behind. This is mainly due to anticipating a regional study to look at solutions to solve our affordable housing problems. Recently NMAC completed a study to continue looking at the Town's affordable housing needs meeting deadlines for the calendar year.

DJR made a motion to ask Mr. Lynch to speak to the Supt. of Schools regarding a joint storage facility with the school due to the changes involved with the Highland School and North Town Hall, 2nd BAT, unanimous. Sam Poulten was present at the meeting and stated that he would carry a verbal observation to the school committee meeting the next evening.

HOPS PROGRAM - DJR stated that the Town of Chelmsford is vulnerable to developers under this program. The State has allocated \$220 million to the HOPS Program. Developers can come into Town and ask for a permit to built condominiums with a percentage for affordable housing. There is concern as the Town has no ability to control this. The Town is 790 family units short regarding the agreement signed with EOCD. DJR made a motion to form a study committee to establish a policy or committee to try to negotiate and control this situation, 2nd BAT, unanimous. Mr. Lynch to get proposal together.

STRATEGIC PLANNING GRANT - Mr. Lynch asked for the BOS's approval of the submission of a Regional Study Strategic Planning Grant to look at Chelmsford's affordable housing needs and to comply with the Memorandum of Agreement. Part of this proposal is to put together a committee to look at housing needs. HRJ made a motion to support the Executive Secretary's recommendation to submit the Strategic Planning Grant to the State, 2nd DJR, unanimous.

REPORTS - RAB - Commended Town Celebrations for July 4th Parade. RAB made a motion that letters be sent to Town Celebrations Committee, Elks, Lions Club, Fire Dept., and Rotary for a joint session at the BOS meeting to formalize strategy for next year, 2nd HRJ, unanimous.

POLICING OF SCHOOL GROUNDS - RAB asked Mr. Lynch to ask Town Counsel for a ruling on this matter.

REPORTS - BL - MEADOW BROOK BRIDGE - This has been out since the flood. The Town Engineer and Highway Superintendent have tried to solve this problem. They hope to have the bridge servicable by the end of the week. Mr. Lynch will notify the media when it is open.

B & M RAILROAD - Will have spraying done by by Arsenal Herbicide the weeks of August 5 - 25, 1987 from Wotton Street to the Lowell line.

SOUTHWELL FIELD - Negotiating with several vendors for a metal shed building for a park shelter. Coming in below budget and everything is moving as planned. Should be open in the Spring of 1988.

COAP - The Conservation Commission and the Garden Club are working with the non-profit organization, COAP, in making improvements to the Wright Reservation and should be completed by Spring of 1988.

FREEMAN LAKE - The town owned land surrounding Freeman Road as well as in other areas of town will be going out to bid this week. The necessary bids forms will be mailed to interested parties and will be advertised.

UNFINISHED BUSINESS - COMMITTEE RE-APPOINTMENTS AND APPOINTMENTS

DJR made a motion to approve the list of appointments based on the Executive Secretary's recommendation, 2nd HRJ, unanimous.

DJR made a motion to approve the list for Emergency Planning Committee and added Harold Gray, 2nd BAT, unanimous.

FIRE DEPARTMENT BID - HRJ made a motion to award the bid for the U.S. Guardsman Mini-pumper to Greenwood Fire Appartus, Inc., 530 John Dietsch Blvd., N. Attleboro, MA 02760 in the amount of \$93,400.00 and the bid for refurbishing a 1977 Mack Custom Pumper to Aerofire, Division of American Modular Body Corporation, P.O. Box 499, Assonet, MA 02702 in the amount of \$60,000.00, both based upon the Fire Chief's recommendation, 2nd BAT, unanimous.

HIGHWAY DEPARTMENT - HRJ made a motion to award the bid for road salt to International Salt Company and Granite State Minerals, Portsmouth, NH as first back-up supplier and Eastern Minerals, P.O. Box 269, Lowell, MA, as second back-up supplier, 2nd BAT, unanimous.

RECREATION DEPARTMENT - HRJ made a motion to award the seeding of the Mill Road Soccer Fields to Caprera Construction in the amount of \$15,000.00, 2nd BAT, unanimous.

DEPARTMENT OF PUBLIC WORKS STUDY - HRJ made a motion to award the DPW study to Bennett & Shaw, Suite 5L, 132 Lincoln Street, Boston, MA 02111 in the amount of \$11,025.00.

STREET LIGHT APPROVALS - HRJ made a motion to approve the installation of street lights at Alcorn Road, Edgelawn Avenue and Marose Avenue and Monmouth Street, based upon the Safety Officer's recommendation, 2nd BAT, unanimous.

UNFINISHED BUSINESS - Franklin Warren, Dog Officer, reported that there have been no problems with the Saco and Rogers dogs. Mr. Lynch reported that the BOS received a letter late today regarding the Rogers dog running loose. A dog hearing will be scheduled for the next meeting.

Mr. Warren stated the procedure for stray dogs. Residents should call the police dispatcher with complaint and Mr. Warren will then go out and pick up dog.

NEW BUSINESS - LIQUOR LICENSE FEES - HRJ made a motion to review new liquor license fee to be brought up at next meeting with recommendation, 2nd BAT, unanimous.

ONE-DAY LIQUOR LICENSE APPROVAL - HRJ made a motion to approve two one-day liquor licenses for St. Vartanantz Armenian Church for August 9, 1987 and September 13, 1987, 2nd BAT, unanimous.

10:15 P.M. - MOTION TO ADJOURN REGULAR SESSION - HRJ made a motion to adjourn, 2nd BAT, unanimous.

MOTION FOR EXECUTIVE SESSION - HRJ made a motion to go into Executive Session for the purpose of strategy of collective bargaining, 2nd BAT, unanimous.

For the Board of Selectmen


Beth A. Gibbs



CHELMSFORD SEWER COMMISSION

TOWN HALL

CHELMSFORD, MASSACHUSETTS 01824

250-1727

Chairman
John P. Emerson Jr.

Vice Chairman
Barry B. Balan

Clerk
Jean R. Organ

July 20, 1987

JOB STATUS OF NORTH CHELMSFORD SEWER PROJECT

CONTRACT 85-2

Interceptor Sewers - Work started on June 18, 1987 with the installation of the manhole on Princeton Street at Highland Avenue as this was a connection to Contract 85-4 on Princeton Street. The work is progressing at a steady pace after being shut down from July 4th to July 13th for a vacation period. Within two weeks another crew will start on the cross country run westerly from the Southwell Field pumping station site.

CONTRACT 85-3

Lateral Sewer - This project was approximately 30% completed on July 1st when computed on a dollar basis. All of the main line sewers are installed east of and including Arbor Road. Laterals to dwellings have not been installed on Princeton Street west of Wiede Street as we are waiting for permission from the Massachusetts Department of Public Works to detour traffic. This year's paving has been placed on Princeton, Amherst, Dartmouth, Harvard and Wiede Streets. Cedar and Arbor should be paved this week. The work will then go to Beech Street and Tobin Avenue.

CONTRACT 85-4

Lateral Sewer - the work on this project has progressed at a fairly rapid pace with the project having been shut down from July 4th to July 13th for a vacation period. As of July 1st the project was approximately 67% complete when figured on a dollar basis. Prior to the end of this week, unless more ledge is encountered in Princeton Street near Mt. Pleasant Street, all of the main line work will have been completed. The laterals are installed on all streets except Princeton Street and the testing of the sewers is approximately 80% complete on the completed portions. Only one joint deficiency has been noted

and this is at a manhole on Newfield Street and will be rectified. Paving is somewhat behind on this project but as of this date we have been told that the paving crew for this contract should be back in town by the end of this week or the first part of next week.

CONTRACT 85-5

Lateral Sewer - the work on this contract started on Marinel Avenue on June 26, 1987. The work has progressed well with the mainline sewer having been installed on Marinel Avenue to Carolyn Avenue and the full length of Sharon Avenue.

ban Clark

IN MEMORIAM

RECEIVED
87 SEP 15 PM 4:43
TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

This page is dedicated in memory of

CLAUDE A. HARVEY

Member of the Board of Selectmen 1981 - 1984
Chairman April, 1983 - April, 1984

Member of Town Boards and Committees for
over Fifty years

August 9, 1917 - August 14, 1987

Regular BOS Meeting Aug. 17, '87	Regular meeting of the Board of Selectmen held Monday, August 17, 1987. Members present were: Mr. Blomgren, Mr. Emerson and Mr. Ready. Mr. Johnson was attending a Library Building Committee meeting and Miss Towle was on vacation. Ex. Sec. Bernard Lynch was on vacation, and Judith Carter, Adm. Asst. was present.
Tribute to late Claude Harvey	Chairman Blomgren called the meeting to order at 7:30 pm, and asked for a moment of silence in memory of former Selectman Claude A. Harvey, who died on August 14th. He noted that Mr. Harvey had given over 50 years of service to the Town, and gave the funeral arrangements and noted that donations may be made to either the Heart Fund or the Central Congregational Church. DJR stated that he had served with Mr. Harvey during his term on the BOS from 1981 to 1984, that Mr. Harvey has put in much time to the Town, and he personally will miss him. JPE said that he had not served with Mr. Harvey but had known him all of his adult life, that he was a "people's person" and he will miss him. RAB commented that there are several new projects that could be named after Mr. Harvey - the Dog Pound, new Senior Center, etc. Motion DJR, second JPE, unan. to dedicate a page in the BOS minutes book to Claude Harvey.
Minutes Approved	Motion DJR, second JPE, unan. to approve the minutes of July 20, regular and executive sessions.
Sewer Comm. Update	Barry Balan of the Sewer Commission gave the Board the August update on the progress of the Sewer Commission. RAB asked about the fatal accident to a sewer project worker in North Chelmsford, and Mr. Balan said the Commission will not comment until all the reports are in.
Pole Petitions	At 7:35 pm Elizabeth Kelly, New England Telephone, presented a petition for 40' of buried conduit at 80 Brick Kiln Road to serve the new development Brick Kiln Meadows condos. Motion DJR, second JPE, unan. to approve. She presented a petition for 40' of buried cable on Billerica Road since due to the road widening project they have to move some poles back. Motion DJR, second JPE, unan. to approve. RAB turned the chair over to DJR, and Cynthia Leary of NYNEX presented a petition to lay 4' of buried cable to the Digital building in the Industrial Park. Motion JPE, second DJR, unan. to approve. RAB abstained from taking any part in the discussion and vote.
Public Hrg. Beer & Wine License - Jack's Diner	A Public Hearing was held on the application of David Mansur and Mary Hanes for a Beer and Wine license for Jack's Diner, Central Square. RAB noted that the Police Chief and Building Inspector both approved the application. Mr. Mansur said there has been a license there for 6 - 8 years, and he wants it as a convenience for his customers, since they may be opening up to serve dinners. He has worked in several restaurants and has cooked at Jack's for 4 years, although he has a B.S. in Physics from the University of Lowell. Ms. Hanes said she has had no experience except the 2 months she has presently been working at Jack's. They have not had much experience serving alcoholic beverages, but Mr. Mansur said that this is not a big part of their business, people don't come in there to drink. Their proposed hours - 6 am - 2 pm Monday thru Wed: 6 am - 8 pm Thursday and Friday, 6 am - 2 pm Sat. and 6 am - 12 noon on Sunday. No one present spoke in favor of or opposition to the granting of this license. RAB said the Board would follow its regular policy and not vote on the license until its next meeting on Sept. 14.

At 8:00 pm the Board met with John Hanlon, John Tucker, Walter Hedlund, Ray Day, Charles Marderosian, Jim Gifford and Fire Chief Robert Hughes to discuss the 4th of July celebration for 1988. RAB Meeting re 1988 4th of July Celebration said it was a good parade this year, and DJR said he wanted to compliment everyone - they all did a great job. Mr. Hedlund said that next year's celebration will all depend on available funding, that the committee will meet after Labor Day and that they hope to have Drum Corps champions both performing in the parade and having their competition in the evening. Mr. Hedlund said he wanted to thank everyone involved in this year's celebration and RAB suggested that the Committee send invitations soon to State dignitaries for next year's celebration. Mr. Hedlund said he hopes to have band commitments for next year by Jan. 1st.

Motion DJR, second JPE, unan. to officially invite the Elks, Lions, Rotary, etc. to participate next year. John Hanlon of the Elks said that his organization will need help with funding again. like the Rotarians donating \$5,000 this year. Discussion was held re funding for next year, with everyone hoping that merchants, businesses and individual citizens would make more donations. John Tucker, incoming Elks Exalted Ruler, said he has to have his budget ready for the Elks by Jan. 1st, and DJR suggested that anyone interested should contact Mr. Tucker by Thanksgiving to make pledges.

Under reports, DJR said that he had looked into the HOP program in Reports the Town of Dennis.

JPE reported that as LRTA liaison, he was glad to announce that the LRTA Bus Town will be receiving a bus for the elderly and handicapped within 45 - 60 days, thanks to Tom Henderson of the LRTA who obtained federal funds. He described the bus and thanked Mr. Henderson and Robert Maguire. RAB thanked JPE for his hard work in obtaining this vehicle.

JPE announced that the formal opening of the new Dog Pound will take place on September 4th, and thanked the Dog Pound Committee and especially Mike Kinney, Local Inspector, for their hard work, and added that Stott's Nursery had donated the landscaping. Dog Pound

JPE reported as liaison to the Senior Center Building Committee that on the North School site borings have run into peat moss and in order to avoid placing pilings, the building will lose app. 3800 square feet of floor space. Senior Cdntr

JPE then referenced his Pit Bull report, stating that he is rejecting the advice of the Dog Officer and Deputy Fitts not to act at this time. that he would rather act than react, and would like to propose law establishing an Animal By-law Committee consisting of the Dog Officer, himself, the Ex. Sec., a member of the Dog Pound Committee and a citizen at large. Motion DJR, second JPE, unan. to establish this committee. Animal By-

At 8:15 pm a continuance of the hearing re the Rogers' dogs, 12 Rogers' Dog Hearing Dakota Drive was re-convened. RAB swore in all those who would be testifying. Gary Rogers, owner of the dogs, said he had not received notice of the last hearing, although he had been sent a Certified letter. and said that he has now put up 2 runs for his dogs. He had let them run loose because he saw many other dogs loose in the neighborhood. Speaking in support of Mr. Rogers was Steven Shelley, 13 Muriel Road, said that the dogs have not been loose since Mr. Rogers received the notice to keep his dogs restrained. Speaking in opposition was Mrs. Carol Whalen, 10 Dakota Drive who said she is concerned about her 3 small children with

Rogers' Dogs cont'd the dogs running through her yard and said she could name at least 3 instances when they were loose - July 19, July 30 and August 14. She also presented pictures of the dogs supposedly in neighbors yards that she took in July.

RAB asked the Dog Officer if he had any confirmed reports of the dogs being loose since the last meeting, and he said only once - the letter that Mrs. Whelan submitted on August 14. He added that there are not a lot of dogs loose in that area. RAB asked Mr. Rogers why the dogs were loose, and he said that when he gets home he lets them off their chains and they stay in the yard. JPE commented that he feels Mr. Rogers is making a good faith effort to restrain the dogs and he does not feel that a dog bolting from his yard for a moment and then returning is running loose. The Dog Officer said that he has not caught the dogs off the property, no citations have been issued at this address and the dogs are licensed. Mrs. Whelan reminded the Board that at the last meeting HRJ said that if she had another complaint the dogs would be removed from Town.. RAB said that he would move that the dogs be removed from Town tomorrow am, but that the Board feels that Mr. Rogers is trying to show good faith.

Motion JPE, second DJR for discussion, that the Dog Officer continue his surveillance and Mr. Rogers continue to restrain the dogs and comply with the leash law. DJR asked that he add to his motion that Mr. Rogers be put on notice that if there is another violation the dogs be removed from Town, since Mr. Rogers is a chronic offender. JPE so moved, second DJR, unan. A letter to this effect will be sent to Mr. Rogers and the Dog Officer.

Reports cont'd

Under Reports, RAB reported that Patt Moser is leaving Chelmsford to take a position in the Concord/Carlisle High School System, and said that the Town is losing a good person. Motion DJR, second JPE, unan. to send her a Certificate of Appreciation for her years of service as Cable 43 Director and Supervisor of Instructional Media in the Chelmsford School System.

He brought up the subject of the High School Tennis Courts, saying that they are in very poor condition and should be closed to the public due to liability. DJR suggested turning the matter over to the Executive Secretary, stating that this may be a Capital Planning item. RAB asked that a letter be sent to the School Committee stating the Board's concern about the courts, that they want to bring it to the attention of the School Committee, that there is possible liability involved and that the courts are a valuable asset to the Community that shouldn't be allowed to deteriorate.

He reported that the audit from Robert E. Brown commends the Town for its record keeping and controls over fiscal matters. Motion DJR, second JPE, unan. to send letters to the Treasurer and Town Accountant commending them, and stating that the Board would support them in addressing non material items.

RAB reported that the public works consolidation study is underway, and that some of the ideas from the 1978 study have been used. We hope to have the report within 90 days, and the departments have been very cooperative.

He reported that we have received several letters complaining about Mass. Bituminous Products on Oak Street and the Ex. Sec. is working with management to correct these conditions.

Appointments Motion DJR, second JPE, unan. to appoint Brian Rappe as Assistant Dog Officer.

Motion DJR, second JPE, unan. to appoint Attorney Tobin as Special Appointments Town Counsel on all Robert M. Hicks matters.

Motion DJR, second JPE, unan. to appoint Barbara Renison, 3 Gristone Road, as Activities Coordinator for the Council on Aging.

Under New Business, a report was received from the Safety Officer recommending No Parking on the Northern side of Wotton Lane, and also to refer a one-way traffic pattern on the street for study. Motion DJR, second JPE, unan. to request the Highway Dept. to post the northerly side of Wotton Lane with No Parking signs and to refer the traffic pattern matter to the Traffic and Safety Committee. New Business

An application was received for a 1-day Beer & Wine license to be exercised at the Central Baptist Church on August 22 from the Lao Buddhist group from Lowell. Motion DJR, second JPE, unan. to grant contingent upon receiving official notice from the Baptist Church that they are allowing this group to use their facility.

Motion DJR, second JPE, unan. to award the bid for the Fire Station Bid Award addition to A. R. Rahimi, based on the Fire Chief's recommendation.

Motion DJR, second JPE, unan. to proceed to sell Town-owned land on North Road, Mallory Street and around Freeman Lake as recommended by the Ex. Sec.

DJR asked that the Highway Dept. install a No Right Turn sign at the intersection of the two splits on Turnpike Road, near the Prudential building, since the 1-Way Do Not Enter sign is not visible from both directions. New Business

DJR said we need an update from the Ex. Sec. re the storage problem that the school is running into - the Ex. Sec. is to talk with Dot Woodhams about this matter.

Motion DJR, second JPE, unan. to approve a 1-day Auctioneer's License for Ken Harkins at 13 Parkhurst Road.

RAB stated that some committees on the BOS liaison list have not yet been chosen by a Board member. DJR said he would take Civil Defense and RAB said he will work with the other members to fill the other vacancies.

Motion DJR, second JPE, unan. to notify the Chairmen and Department Heads as to who their liaisons are, and that their liaisons will meet with them within 30 - 60 days to work on budgets with them and to discuss operating procedures and issues.

Motion DJR, second JPE, unan. to approve and sign the new leases for parts of the Old Town Hall.

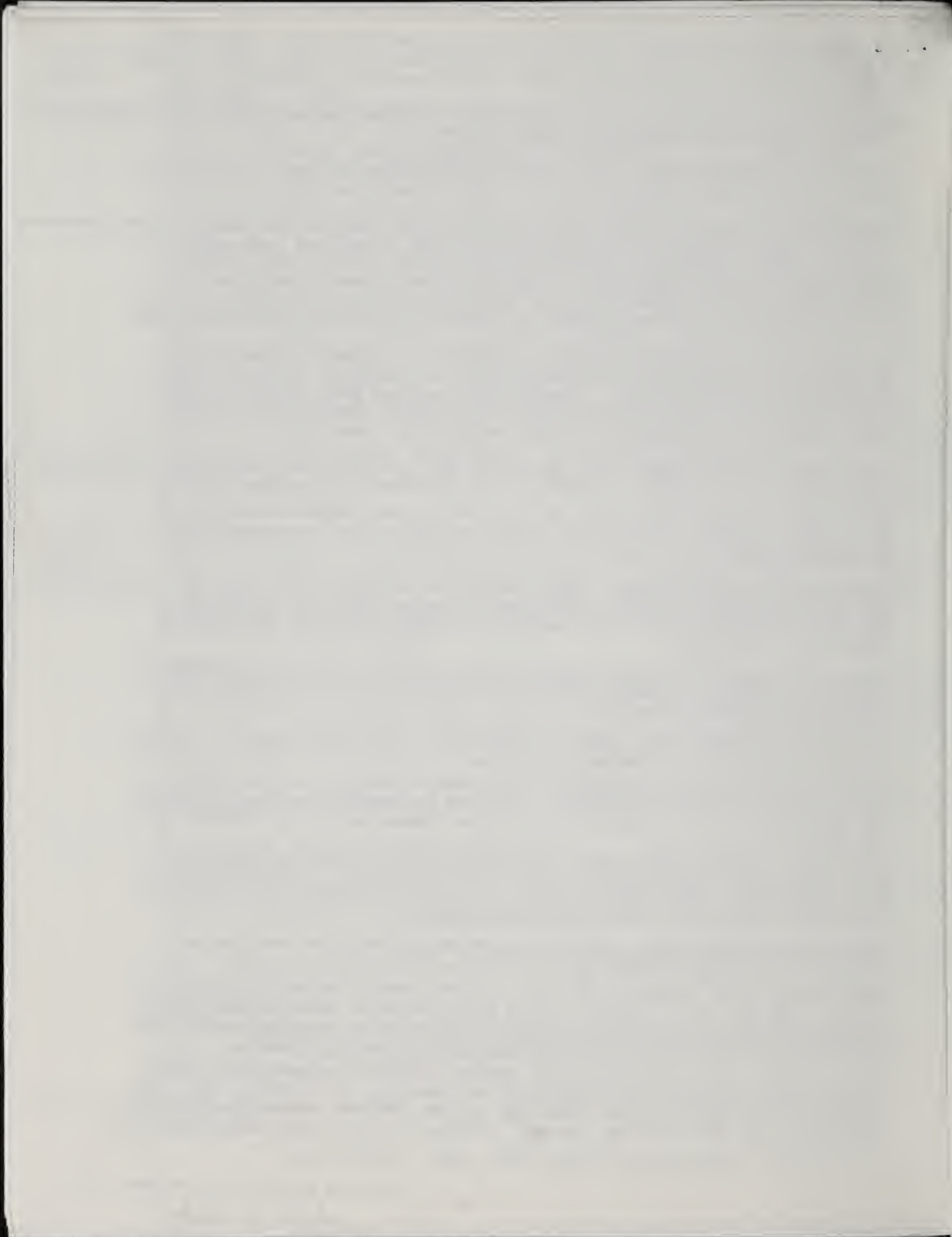
RAB said we have received an opinion from Town Counsel re telephone polls. The Ex. Sec. can talk with Board members about issues coming before the Board, but cannot solicit votes. The process used by the Ex. Sec. was within his responsibility (re housing grant).

Motion RAB, second DJR, unan. to send a letter to elected officials stating that we have had a question of conflict of interest and violation of the Open Meeting Law, and in the future, questions of procedure should be referred to the Chairman of the other Board involved.

At 9:10 p.m. motion DJR, second JPE, unan. to adjourn.

For the Board of Selectmen, by

Judith E. Carter



MINUTES OF THE BOARD OF SELECTMEN
SEPTEMBER 28, 1987

Town
Clerk
RECEIVED
87 NOV -4 PM 12:17
TOWN OF CONCORD
MARY E. ST. HILAIRE
TOWN CLERK

MEMBERS PRESENT: Mr. Blomgren, Mr. Johnson, Ms. Towle, Mr. Ready and Mr. Emerson. Mr. Lynch, Ex. Sec. was also present.

CALL TO ORDER - 7:30 PM - Mr. Blomgren called the meeting to order.

PROCLAMATION: Mr. Johnson made a motion to accept the proclamation for the Knights of Columbus, 2nd Ms. Towle, uni.

PROCLAMATION: Mr. Johnson made a motion to accept the proclamation to proclaim 9/28/87 as William "Bill" Edge Day, 2nd Ms. Towle, unanimous.

7:40 PM - POLE PETITIONS - Stella Ward was present representing Massachusetts Electric. Mr. Johnson made a motion to approve the petition for Concord Road at Minuteman Drive, 2nd Ms. Towle, unanimous.

Mr. Johnson made a motion to approve the petition for Main Street at Burton Lane, 2nd Ms. Towle, unanimous.

7:45 PM - DOG HEARING - Mr. Gary Rogers, Mrs. Nancy Rogers, Mrs. Julie Linnehan and Mr. Frank Warren, Dog Officer, were sworn in by Mr. Blomgren. Mr. Blomgren stated that Mr. and Mrs. Rogers were again present on issues pertaining to their dogs. Due to the fact that they were not present at the first hearing, another was heard in August. The Board of Selectmen then received another complaint. Mrs. Linnehan of 4 Bonanza Drive stated that she and her husband were walking past the Rogers home. Mrs. Linnehan was wheeling her 8-month old son in a carriage and Mr. Linnehan was walking their dog on a leash. The Rogers' dogs then charged out of the yard at Mrs. Linnehan's baby carriage and started barking. Mrs. Linnehan stated that she was afraid her son would be attacked. She then started running and the dogs chased her halfway down the road before they turned back. Mrs. Linnehan stated that she has not walked by the Rogers' house since. She also stated that this same type of incident happened a year ago at the Rogers' old address. Mr. Emerson asked Mrs. Linnehan if the dogs charged her baby carriage or her dog. Mrs. Linnehan stated that the dogs charged her carriage and barked. Mr. Emerson asked Mrs. Linnehan if she has seen the dogs loose. Mrs. Linnehan stated that she will not walk by the house. Mr. Emerson asked Mrs. Linnehan if she knew Carol Whalan. Mrs. Linnehan stated that she had never met her. Mr. Warren stated that this is the only complaint, however, it was 4 days after the

last dog hearing. Mr. Warren did not cite the Rogers at this time nor did he see the dogs running loose. He stated that he has been by several times and has seen the dogs on the property. Mr. Johnson asked the Rogers how many citations have been issued to them. Mrs. Rogers stated that there were 8 citations at their old address, however, there have been no citations at the new address. Ms. Towle stated that on 8/21/87 Officer Stott hand delivered a letter from the Board of Selectmen to the Rogers stating that if there were any further violations, the dogs would be removed from town. Mr. Rogers stated that the Dog Officer has not given any citations. He further stated that the dogs are not vicious or destructive. He went to his neighbors with a petition and asked if there were any problems. Mr. Rogers claimed that his neighbors had no complaints. Mrs. Rogers stated that one neighbor stated that when she would ride by, she would see the dogs tied. Another neighbor said that she had a problem at one time, but after the last dog hearing, the problem was resolved. Mrs. Rogers stated that when they are not home the dogs are always tied. On the day of the incident, Mrs. Rogers stated that perhaps the dogs were in the back yard with her and heard the other dog on the street and bolted. Mrs. Rogers stated that she did not see or hear anything. Mrs. Linnehan stated that she was screaming and that other neighbors came out to the street. Mrs. Linnehan stated that no one from the Rogers' home came out. Mr. Rogers stated that they are showing restraint by keeping dogs on chains. The neighborhood children play with the dogs. The dogs have never shown viciousness. Mrs. Rogers stated that she has had one of the dogs for 11 years. Mr. Blomgren stated that there has been sufficient feedback from the neighbors that there is a problem and that 4 days after the last dog hearing, there was a complaint. Mr. Blomgren feels that there has been sufficient warning and notice to the Rogers. Mr. Rogers stated that he had no recollection of this last complaint and that perhaps Mrs. Linnehan knew Carol Whalan and they are dealing with a vendetta. Ms. Towle made a motion that the dogs been chained 24-hours a day and one more instance and the dogs will be removed immediately from town, 2nd Mr. Emerson, Mr. Johnson-Nay; Mr. Ready-Nay; Mr. Blomgren-Nay. The motion failed on a 2-to-3 vote. Mr. Ready asked how many more times does the Board have to go through this? This is the second dog hearing at this address. Mr. Blomgren stated that the Board has been extremely lenient in working with neighbors and owners. Sufficient indication that the Rogers are not controlling their dogs. On August 20, 1987 the Board sent a letter to the Rogers stating that if there was one more instance the dogs would be removed from town, yet 4 days later there was another incident. Mr. Johnson made a motion that the dogs be removed from the town on Tuesday, September 29, 1987, 2nd Mr. Ready, Mr. Blomgren-Aye; Mr. Emerson-Nay; Ms. Towle-Nay; motion passed on a 3-to-2 vote. Mr. Lynch informed the Rogers of the appeal process.

8:00 PM - CLASS II AUTO DEALER'S LICENSE - This was a continuation from the meeting of September 14, 1987 which was tabled for a decision. Karen Lee Brien stated the Police Chief was in error stating that there was a Collectible Auto Sales at the site. Brien stated that she took pictures of the building and that there were no signs. Ms. Brien stated that she now has a Massachusetts drivers license. Mr. Johnson questioned the intent of a Class II Auto Dealer's License being given to parking spaces. He felt this is getting away from the intent of the Class II Auto Dealer's License. Mr. Johnson felt this would be setting a precedent. Ms. Brien withdrew the application without prejudice.

8:15 PM - AMBULANCE STUDY COMMITTEE - David Greenwood was present. He stated that he has been working with Mr. Lynch and Chief Hughes to put together a proposal that is adequate for a well run ambulance service. There are a few questions concerning where the communications will be based, who will dispatch and dates in the RFP. Chief Hughes has offered the Center Fire Station to base the ambulance. Mr. Lynch stated that the bids should be advertised in next few weeks for November.

REPORTS - MR. JOHNSON - The final vote was taken on 9/23/87 regarding the architect for the Library. Donald Prout Associates of Rhode Island was chosen.

REPORTS - MR. BLOMGREN - Requested Mr. Lynch set up a site visit regarding the new HOP Project to come to Chelmsford.

REPORTS - MR. BLOMGREN - Requested Mr. Lynch set up a meeting of elected and appointed officials regarding the HOP Programs. Also there may be a chance of securing a consultant to work for a nominal fee.

REPORTS - MR. BLOMGREN - There have been a number of complaints from abutters of Black Cove Realty Trust. BOS received a letter from Attorney Geary indicating a number of issues are being addressed. Mr. Lynch stated that he is working with Board of Health and Police Department and reports are ongoing. Mr. Lynch has received preliminary information from Town Engineer that it appears that there are many more trucks than originally led to believe. Two observations have been done and one more is scheduled. Mr. Lynch stated that late today he received word from Richard Day, Director of Board of Health, that he has been monitoring noise levels and has found a potential violation prior to 7AM. He will send a copy to Mass. Bituminous and send a copy to BOS. Mr. Lynch recommended that Mass. Bituminous and their Attorney come before the BOS to discuss some of the recommendation to solve the problems.

REPORTS - MR. BLOMGREN - Chelmsford High School received their fifth consecutive Dalton Award. Requested a letter of congratulations be sent to the CHS. Due to the retirement of Mr. Simonian, Mr. Johnson suggested inviting him to the next meeting and giving him an Award of Appreciation.

REPORTS - MR. BLOMGREN - RE: letter sent to BOS by Chris Grippo. Requested that a letter be sent to Chris Grippo complimenting on his project at Freeman Lake and follow up with members of the Freeman Family and Bruce's other followers with Chris' ideas. Mr. Ready made a motion to send letter, 2nd Mr. Johnson, unanimous.

REPORTS - MR. LYNCH - The Board received a letter from Amy Anthony, EOCD and Harold Reynolds of Dept. of Education in awarding the BOS with a 3-year grant in the amount of \$22,500 for a Personnel Director. Applied for funding in June. Mr. Ready made a motion to allow Mr. Lynch to proceed with the necessary steps to work with the Personnel Board, School Department and Finance Committee to put position into place by December, 2nd Mr. Johnson, unanimous.

REPORTS - MR. LYNCH - The following are steps that should be followed regarding the current and upcoming affordable housing projects proposed for Chelmsford:

1. EOCD Partnership - The Town should notify EOCD of interest in becoming a Partnership Community.
2. Negotiations should continue with EOCD towards seeking appropriate actions at the local level to insure that Community interests in the area of growth management are protected.
3. Form an Affordable Housing Advisory and Review Committee with a representative from the Board of Selectmen, Planning Board, Conservation Commission, and Board of Health. Additionally, the group would have 3 residents from each affected neighborhood. The Board of Selectmen would gather information from the Town Engineer, Building Inspector, Fire Chief and Police Chief. Mr. Johnson made a motion to make Mr. Ready liaison to Committee, 2nd Ms. Towle, unanimous.

Mr. Ready made a motion to appoint Sam Brink of 33 Clarissa Road, Dennis Lane of 18 Algonquin Road and Pat Saber of 5 Clarissa Road to the Affordable Housing and Review Committee, 2nd Mr. Johnson, unanimous.

Mr. Ready made a motion to advertise invitations to developers to submit proposals for the HOPS program and notify EOCD with a deadline of 10/30/87 and notify EOCD that Town is interested in becoming a Partnership Community, 2nd Mr. Emerson, unanimous.

911 SYSTEM - Mr. Ready made a motion to invite Chief McKeon to next meeting to discuss the feasibility of an E911 System, 2nd Ms. Towle, unanimous.

TRANSFER OF LIQUOR LICENSE - BO-MAR-FIG - Mr. Johnson made a motion to approve the transfer of Liquor License to BO-MAR-FIG, 2nd Ms. Towle, unanimous.

APPOINTMENTS - Mr. Johnson made a motion to appoint Frances T. McDougall, 11 Dawn Drive to the Rent Control Board, 2nd Ms. Towle, unanimous.

Mr. Johnson made a motion to appoint Kathie Fitzpatrick, 15 Footpath Road to the Fair Housing Committee, 2nd Ms. Towle, unanimous.

Mr. Johnson made a motion to appoint Kimberly Ann Martin, 190 Westford Street as an Auxiliary Police Officer, 2nd Ms. Towle, unanimous.

NEW BUSINESS - MR. JOHNSON - Received a letter regarding the lack of drainage between 189-191 Turnpike Road. Requested forwarding letter to Mr. Lynch. Mr. Lynch stated that a drainage committee has been established consisting of Town Engineer, Highway Dept., Sewer Commission, and Mr. Lynch. They hope to have construction underway by the Spring.

MS. TOWLE - Re: Karen Lee Brien Application. Ms. Towle stated that she voted against the application due to discrepancies. Ms. Towle made a motion to request a report from Chief McKeon on how the Board received the wrong information in the Officer's report, 2nd Mr. Emerson, unanimous.

MR. READY - Heard a rumor that there have been school bus accidents. He requested Mr. Lynch to ask Police Department to forward any reports to the Traffic & Safety Committee.

MR. BLOMGREN - In June it was voted to place a No Left Turn onto Billerica Road from Chelmsford Street. Requested that sign be placed properly by next meeting. Mr. Johnson made a motion that a policy be adopted that if new signs are placed, they should be up to state standards form, 2nd Mr. Ready, unanimous. Mr. Johnson made a motion that any new signs or posts be worked out with the Town Engineer, 2nd Mr. Ready, unanimous. Mr. Blomgren

stated that there are several street signs missing with the issue being vandalism. Mr. Lynch to ask Highway Department to look at alternative methods. Mr. Emerson stated that numbering of houses should also be looked into. Mr. Ready asked Mr. Lynch to look into bylaw changes for this matter.

Resignation of Charles Parlee - Mr. Blomgren suggested that Mr. Parlee be present at next meeting and issue a Certificate of Appreciation. Mr. Lynch to get clarification of Planning Board letter from Town Counsel regarding filling of vacancy.

Mr. Blomgren stated that the BOS was targeting 11/30/87 as Special Town Meeting.

MOTION TO ADJOURN - Mr. Johnson made a motion to adjourn, 2nd Mr. Emerson, unanimous.

For the Board of Selectmen

Beth A. Gibbs
Beth A. Gibbs

Board of Selectmen's Meeting held Thursday, October 3, 1987 for a Public Hearing re Classification. Members present were Mr. Blomgren, Mr. Johnson, Miss Towle and Mr. Ready. Bernard Lynch, Executive Secretary, was also present.

Chairman Blomgren called the meeting to order at 7:30 p.m. by Mr. Johnson, second by Miss Towle, that the Board recess for an Executive Session until Mr. Emerson arrived for the Public Hearing. The purpose of the Executive Session was to discuss collective bargaining.

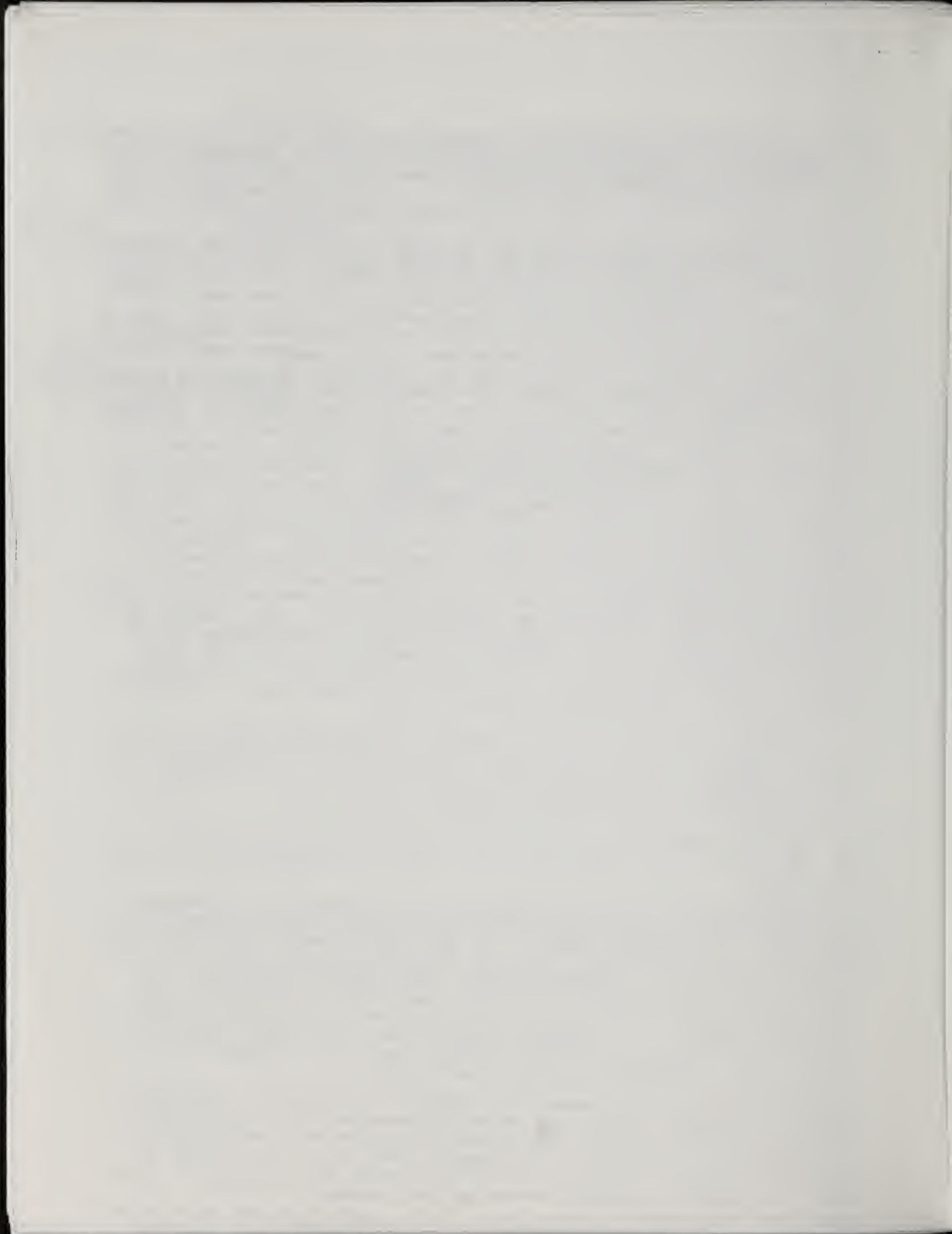
At 7:55 pm the Board reconvened to open session for the Public Hearing on Classification. Assessors Ruth Delaney and Diane Phillips were present for the hearing. They presented a shift analysis sheet to Board members, and Mrs. Delaney said that the Board of Assessors is still in favor of no shift, that the vacancy ratio is still considerably high. She said that in 1984 the breakdown was 2/3 residential, 1/3 Commercial and Industrial, and that we are now at 73% residential and 26% C/I, which is not enough of a change to make any significant difference to residents. Without a rate shift the residential tax will increase by .90¢ per thousand, and the C/I rate will decrease by .08¢. With a 5% shift the residential tax will increase by .63¢, and the C/I rate by .70¢. With a 10% shift the residential tax will increase by .35¢, and the C/I rate by \$1.48. This would make some significant change, with the average residence valued at \$95,000 at 5% there would be a \$52.55 increase, and at 10% there would be a \$26.00 increase. With a 10% shift the average C/I building valued at \$225,300 would have an increase of \$349. She summed up the Assessors' position by stating that they feel that since there is only a 2% change in the residential/commercial ratio, and since the vacancy rate is still 27%, that they do not favor a classification shift. The flat rate will be \$15.56 this year, an increase of \$.66 over last year's flat rate of \$14.90.

Mr. Johnson said that with a 27% vacancy his position is the same as it was a year ago - that since the Assessors do not recommend a shift and the vacancy rate is still great, even though it may penalize some businesses and industries attracted to the Town 10 - 15 years ago, he does not favor a classification shift.

Mrs. Delaney commented that with a 5% shift last year the spread was .98¢, this year it will be \$1.05, and will progressively enlarge each year.

Mr. Emerson asked if they received a lot of requests for abatements last year, with the 5% shift, and Mrs. Delaney said not as many as expected. Mr. Blomgren asked if we had more requests last year than this year so far, and Mrs. Phillips stated that there were 10 - 12 in FY87, which was no great increase. Mr. Blomgren said that the vacancy rate last year was 32.4%, and down to 27% this year. Mrs. Phillips noted that so far this year very few C/I building permits have been issued. Mr. Blomgren stated that if we revert back to a flat rate, residential property would have a 6% increase and C/I properties a 1% decrease on this year's rate.

Chairman Blomgren then opened the hearing to the public. Bradford Emerson, 38 Lantern Lane said he is representing both residents and businessmen, and is asking the Board to vote No on classification. He has not been shown that classification has been demonstrated as being beneficial, and feels if the Board votes for a 5% shift, that this is a gimmick to raise revenue at businessmen's expense. He feels that this was not the intent of the classification legislation.



Public Input - He is asking for a fair, flat tax rate, and doesn't want a penalty for doing business in the Town.

Classification

Charles Watt, Orchard Lane, said that he has office buildings, and does not generate enough income to warrant paying a 5% shift tax, and asked the Board to keep the rate even.

Raymond Greenwood, 273 Riverneck Road, said he doesn't see why Commercial/Industrial should be taxed at a higher rate, that it is not basically fair.

Dr. L. Rodger Currie, 3 Nevada Drive, also wanted to be recorded as opposed to a shift in classification.

Mr. Johnson moved to revert back to a parity tax structure, seconded by Miss Towle. Mr. Ready said that the Board of Assessors as an elected Board advises, but the elected Board of Selectmen sets the classification rate and they have to look at more than advice from other elected officials. 5% is the lowest we can go, and the Towns people voted for classification on the ballot question.

Board Members Comments

Mr. Emerson stated that Billerica, Tewksbury and other small communities have a 2-tier system, that it is not just for older, urban communities as Bradford Emerson said, and added that since the Town is starting an extensive sewerage project, businesses will benefit more from sewerage than will residences.

Mr. Blomgren said that the non-binding ballot question in 1984 passed by app. 3 - 1, that we have a large aging population that is increasing yearly, with many persons on fixed incomes, that we are looking at additional low-income housing, and our Commercial/Industrial base is growing, and he is in favor of the 5%.

Vote on Classification

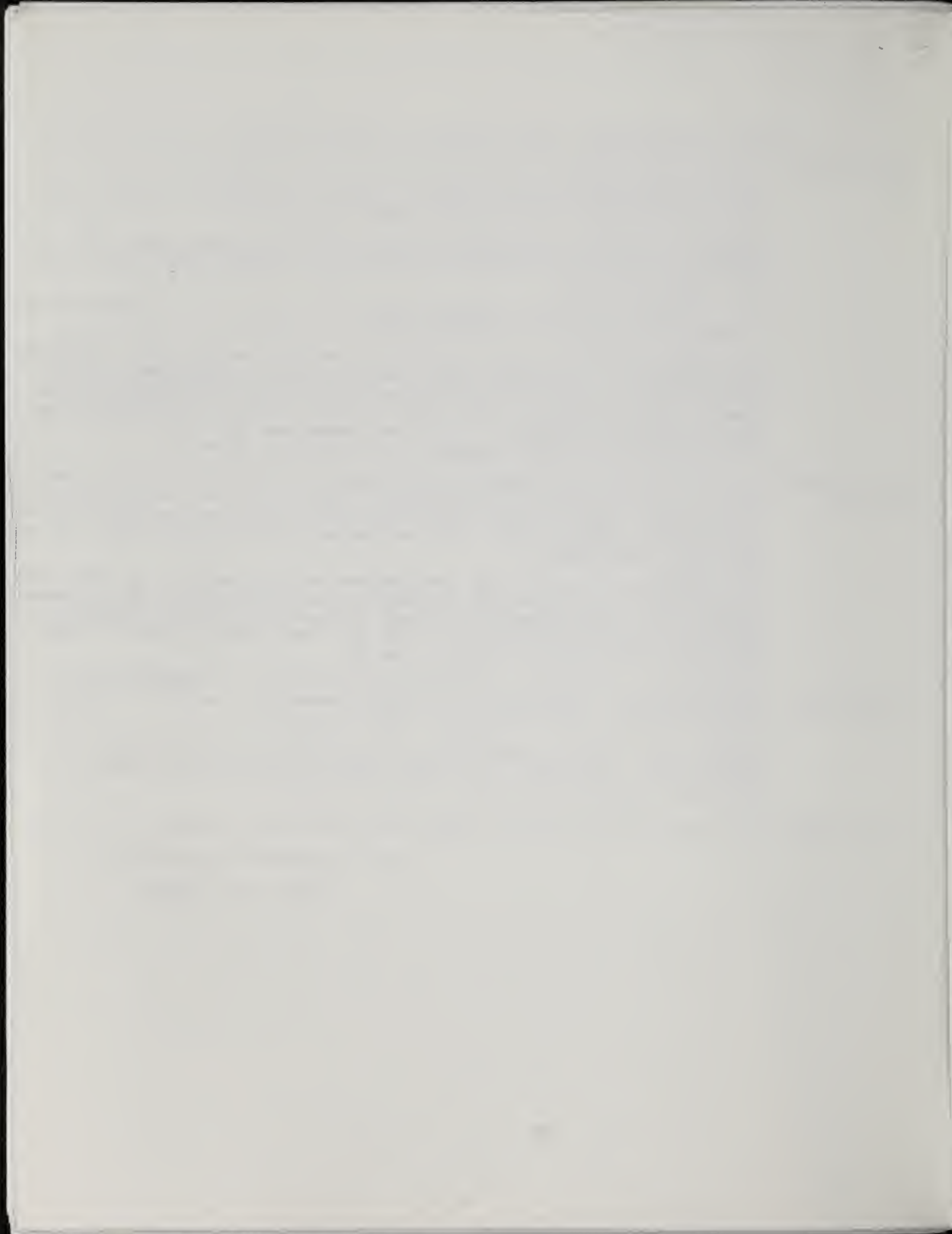
Motion by Mr. Johnson, seconded by Miss Towle, to revert back to the one rate. Vote was 2 in favor (Johnson and Towle), 3 opposed (Ready, Emerson and Blomgren). Motion failed.

Motion by Mr. Ready, seconded by Mr. Emerson, to stay with the 5% difference. Vote was 3 in favor (Ready, Emerson and Blomgren), 2 opposed (Johnson and Towle). Motion passed.

Adjournment At 9:00 pm motion by Mr. Ready, seconded by Mr. Johnson, to adjourn.

For the Board of Selectmen, by

Edith E. Carter



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TOWN OF ST. LAURE

REGULAR MEETING OF THE BOARD OF SELECTMEN
OCTOBER 13, 1987

MEMBERS PRESENT: Mr. Blomgren, Mr. Johnson, Ms. Towle, Mr. Ready, Mr. Emerson. Mr. Lynch, Ex. Secretary was also present.

OPEN SESSION: Richard Lahue of the Town Celebrations was present requesting assistance with the flags that are placed in the Town during the holidays. Mr. Johnson suggested speaking to the Fire Department.

Council on Aging - Martin Walsh, Director, requested permission from the BOS for the elderly to park in the back lot of the Town Offices for trips beginning January 1, 1988. They had been using St. Mary's Church, however, it is difficult on Sundays and with the new construction. Mr. Lynch to discuss the parking issue with Mr. Walsh.

WEBELOS DEN #1 - Four Webelos Scouts were present to receive certificates.

7:30 P.M. - CALL TO ORDER - Mr. Blomgren called the meeting to order.

PROCLAMATION: Mr. Johnson made a motion to approve the Big Brother Big Sister Week Proclamation, 2nd Ms. Towle, unanimous.

AWARD OF APPRECIATION: Mr. Blomgren presented an Award of Appreciation to Charles A. Parlee as a 9-year Planning Board Member.

7:35 P.M. - PLANNING BOARD VACANCY - Planning Board Members present: John McCarthy, Chairman, Kim MacKenzie, Thomas Firth and Ann McCarthy. Mr. McCarthy nominated James Goode, 4 Burning Tree Lane, there being no further nominations, this nomination was seconded by Kim MacKenzie, all in favor. Mr. Blomgren polled both boards: Mr. McCarthy-Aye; Mr. MacKenzie-Aye; Mr. Firth-Aye; Ms. McCarthy-Aye; Mr. Johnson-Aye; Ms. Towle-Aye; Mr. Ready-Aye; Mr. Emerson-Aye; Mr. Blomgren-Aye.

7:50 P.M. - POLE PETITIONS - Elizabeth Kelly of New England Telephone was present with a petition to lay 15 feet of buried cable along Main Street for Burton Lane. Mr. Johnson made a motion to approve contingent upon have the road closed within 2 weeks, 2nd Ms. Towle, unanimous. Ms. Kelly will be in contact with Mr. Lynch.

Mr. Johnson made a motion to approve the petition for 80 feet of buried cable at Minuteman Drive, 2nd Ms. Towle, unanimous.

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ANTHROPOLOGICAL
INSTITUTE
OF GREAT BRITAIN
AND IRELAND
VOLUME 10
PART 1
1880

Mr. Johnson made a motion approve the petition for 40' of buried cable on Elm Street, 2nd Ms. Towle, unanimous.

7:55 P.M. - MCI TELECOMMUNICATIONS - Paul Beaton was present with a petition to cross Wellman Avenue utilizing the Railroad poles for a Nashua terminal extending to Maine. Mr. Johnson made a motion to approve, 2nd Ms. Towle, unanimous.

8:00 P.M. - TELAMOS, INC. - Proposed HOP Project - Michael T. Putziger, One Post Office Square, Boston, was present to discuss the proposed HOP project for Peter Trivers and Samuel Poulten. This project is proposed for multi-family, low to moderate income housing off Richardson Road on 17 acres of land. There will be 188 units of Townhouse and Garden Style of colonial motif. There will be 44% of 3-bedroom units, 5% affordable, 20% very affordable. Mr. Lynch will have recommendations of three neighborhood residents to be appointed to a Review Committee.

8:15 P.M. - Barry Balan of the Sewer Commission - Mr. Balan gave an update of the Sewering projects within the Town of Chelmsford.

8:30 P.M. - CHIEF RAYMOND P. McKEON RE: 9-1-1 SYSTEM - Chief McKeon stated that he has recently talked with the telephone company regarding 9-1-1 System. There would be no access to the Chelmsford numbers with Lowell exchanges which would make for limited protection. If the Lowell exchanges were included, Chelmsford would get Lowell Police calls. He recommended the E-9-1-1 System. Edward Hilliard felt 9-1-1 would be more appropriate by giving service to 95% of the Town without taking anything away. Anyone with a Lowell exchange can get a 250 number. Mr. Ready felt that by using the 9-1-1 it would enhance the usage of E-9-1-1. Ms. Towle wished to hear more about E-9-1-1. Chief McKeon stated that he has been keeping up to date on E-9-1-1. Three or four years ago there was a demonstration at the Town Hall regarding E-9-1-1 by the telephone company to show process, etc. One of the problems at the time was this system was cost prohibitive for individual municipalities. The telephone company was discussing different ways to help with the cost. The Massachusetts Police Chiefs formed a committee to try and get the Governor involved in this matter. Legislation will be filed immediately. Each city and town must decide to join the 9-1-1 Network. The State will assume the cost of the equipment (PSAP) (\$9 million). The town must agree to staff. The reoccurring maintenance cost will be paid by subscriber of no more than \$0.25 per month on the telephone bill. Under the legislation an Oversight Board of Authority would be formed to be responsible for setting standard of service, coordinate implementation, establish technical operational standards, inspect each public safety answering devise and size each PSAP. Selective routing would direct calls and decrease delays, provides complete 9-1-1 to all of Chelmsford. Under this



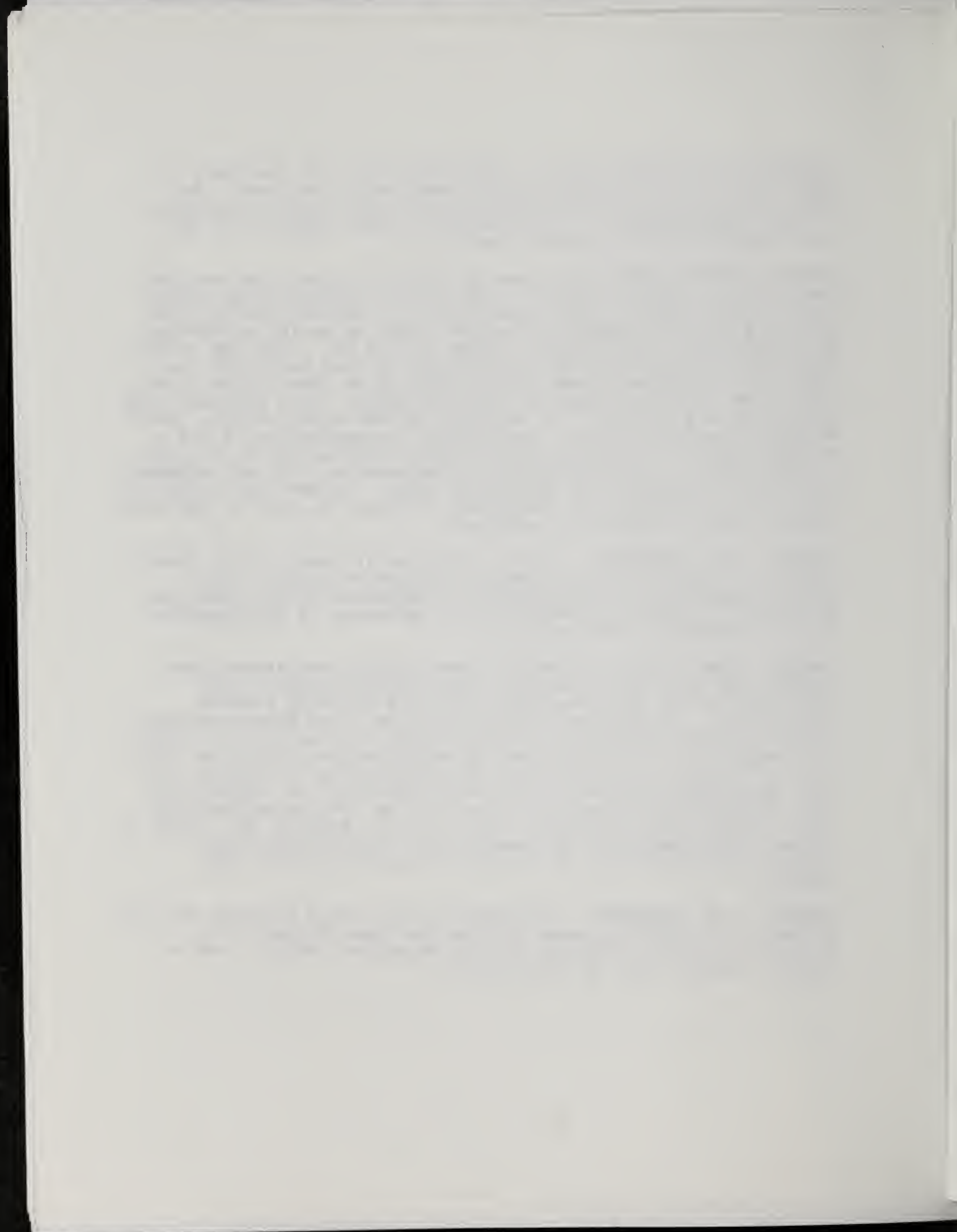
legislation the DPU would be responsible for the oversight of approval of rates. There is still much work to be done. Ms. Towle requested that Chief McKeon contact New England Telephone to come into November 2, 1987 meeting. Chief McKeon will get more information for the next meeting.

TRAFFIC CONTROL UNIT - This was an article at last town meeting. The structure of the unit is 3 officers at heavy traffic spots. During heavy traffic, their function is to control traffic with radar and citizens complaints and be ready to assist accidents. He would start 2 officers at 7:00AM to 3:00 PM. From 7AM to 9AM these officers would be expediting traffic flow and directing traffic at congested areas. One officer from 10AM to 6PM, from 3PM to 6PM he would expedite evening traffic. Best utilized with Monday through Friday. The Deputy Chief and Safety Officer would determine heaviest areas. The funding recommendation is for a warrant article at the upcoming Special Town Meeting in the sum of \$115,509.00. If the proposal is approved at STM, all expenses would be covered through this fiscal year. At ATM, ask voters if they wish to refund. Mr. Ready made a motion to vote at the next meeting, 2nd Mr. Emerson, unanimous.

REPORTS - MR. JOHNSON - The city election is coming up in Lowell. There is a ballot question regarding trash to energy. Mr. Johnson would urge any residents in Chelmsford with friends and relatives in Lowell to advise of the vagueness of the question and to vote against the question.

REPORTS - MR. READY - Attended a meeting with representatives from neighboring towns and many State Representatives with Billerica as the host community regarding the HOPS Program Chapter 774. The general feeling from the State Representatives was that there would be no moratorium put on Chapter 774. There is a possibility that there may be modifications to Chapter 774 and try to get the towns' input for legislation. The main issue with the communities was to try and tighten up the language on what is affordable housing. There will be continuing meetings and if anyone has any input, give it to Mr. Ready or Mr. Lynch to collect and summarize. Mr. Ready would like to invite Mr. DeLorey, Selectman from Billerica, to our October 26, 1987 meeting.

REPORTS - MR. BLOMGREN - Received a call from a resident on Lord Street that trash is dumped on Lord and Noble Streets. Mr. Blomgren requested that the Highway Department dump a load of dirt at the end near the Town Forest.



REPORTS - MR. BLOMGREN - Mr. Blomgren requested that the Traffic & Safety Committee come to the next BOS meeting to give an update.

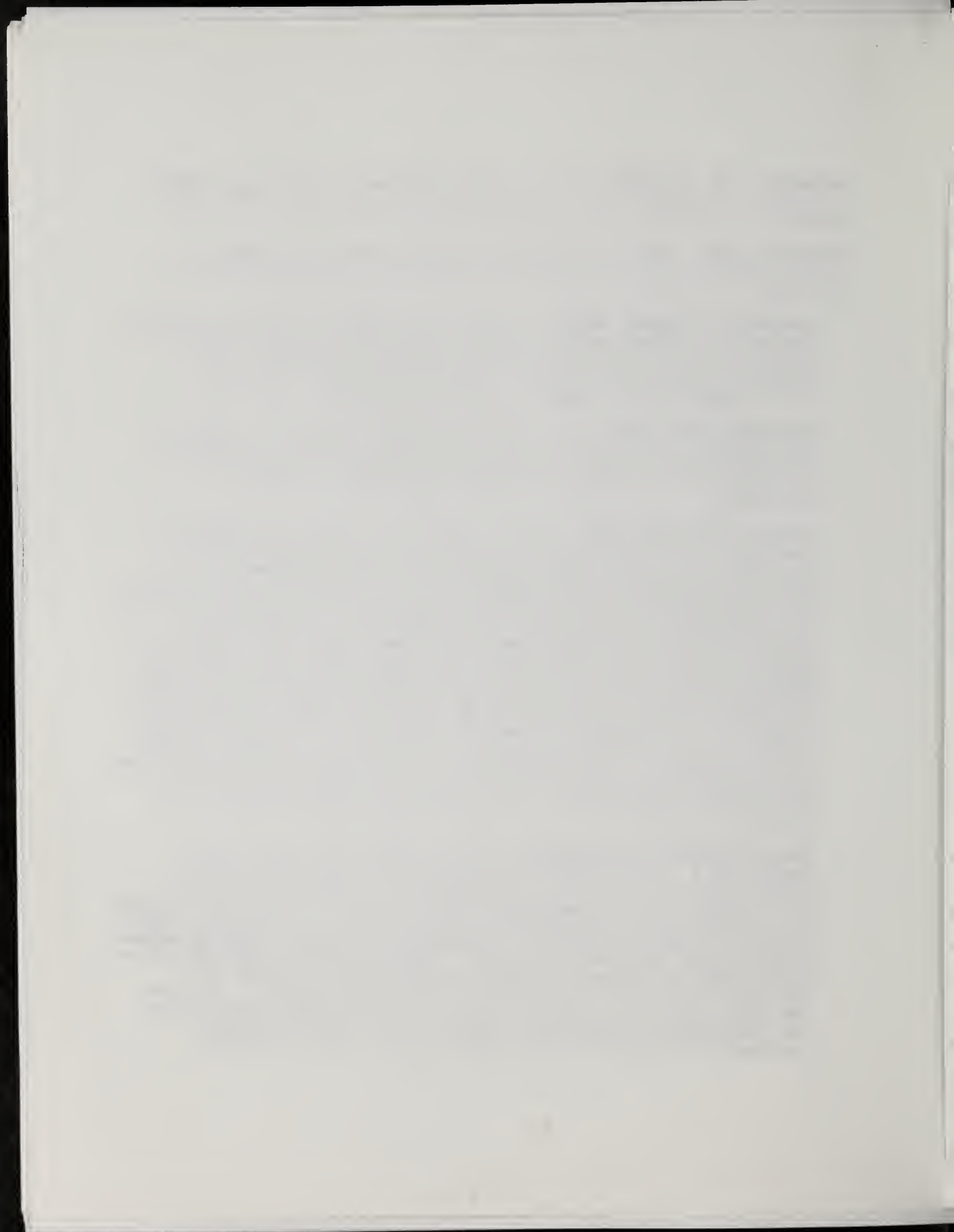
REPORTS - MR. LYNCH - Appointed to subcommittee with NMAC to study Chapter 774. Mr. Lynch will pass his recommendations to the BOS.

GOVERNOR'S HIGHWAY SAFETY - Received a letter a letter from the Governor's Highway Safety Bureau. Chelmsford is one of 51 communities eligible for 1 of 6 grants to be given for to improve traffic and safety. Mr. Johnson made a motion to submit application, 2nd Ms. Towle, unanimous.

INCENTIVE AID GRANT - Mr. Johnson made a motion to approve submission of applications for grants for a study of internal procedures in the BOS office and to look at area of public safety in Fire and Police Departments, 2nd Ms. Towle, unanimous.

LOWELL TO SUDBURY BIKE TRAIL - Received a petition regarding the Lowell to Sudbury Bike Path, 700 people have indicated support. At this point, Mass. DPW and the Department of Environmental Management are looking for some indication from the communities as to where they would like to go with this and if it should be included in the transportation bond issue. Chelmsford was the lead community 2 years ago. Mr. Johnson made a motion to approve the submission of a letter to DEM and MDPW endorsing the project and incorporating into bond issue, 2nd Ms. Towle, Mr. Emerson requested discussion. He would like to find out the ramifications of the costs of the maintenance of this. Mr. Blomgren stated that the costs are stated in the study. Mr. Lynch stated that the letter will indicate support of the construction of the bike trail and also indicate to them and to DEM that we would like DEM to pick up entire cost of maintaining and policing. Mr. Lynch will draft a letter for November 2, 1987.

SNOW EMERGENCY PROCEDURES - At the last ATM it was voted to institute a snow emergency process rather than a snow ban. Based upon this, Mr. Lynch recommended the following policy be implimented. If there is a storm of 5-8" of snow in process or a report of a major storm of 9 plus inches, Mr. Lynch would contact the Police Chief, Fire Chief and Highway Superintendent to determine the need for a snow emergency. That determination would then be passed onto the Chairman of the BOS for the recommendation of a declaration of a snow emergency. If the Chairman declares a declaration, Mr. Lynch would then notify the departments, radio, tv, media, etc., announcing snow emergency in effect and on-street parking is not allowed.



Police would ticket and tow all cars in violation. Mr. Ready feels 5" is too high, 4" would be more appropriate. Also ice conditions should be also taken into consideration for parking bans. Mr. Blomgren felt it should be amended to state "existence of winter storm", giving more flexibility. Mr. Johnson made a motion to accept this policy, 2nd Mr. Emerson, unanimous.

MOBILE HOME PARK - House Bill #3444 before the legislature is an act creating a Mobile Home Park Stabilization Program. This legislation was filed by Kenneth Lemanski of Chicopee which will enable the State government land bank to provide loans to communities, tenants or other organizations in order to maintain existing mobile home parks. The value of this to Chelmsford will assist continuation of the mobile home park for tenants. Mr. Lynch is currently researching information regarding another bill which will make mobile home parks a form of affordable housing. Mr. Johnson made a motion to support, 2nd Ms. Towle, Mr. Emerson abstained. The motion passed on a 4-to-1 vote.

CHELMSFORD CHILDREN'S SCHOOL - has requested the Board to waive all fees in the construction of their preschool and children's museum. It is their understanding that the Town has granted waivers in the past to non-profit organizations. Mr. Johnson made a motion to get the cost of the building permit from the Building Inspector and how many have been waived in the past, and the invite them to the next meeting to explain their organization, 2nd Ms. Towle, Mr. Ready abstained, unanimous. The motion passed on a 4-to-1 vote.

NEW BUSINESS - MS. TOWLE - Requested that the strip of land along Wilson Street be mowed by the Park or Highway Department.

JOHN CARSON - Ms. Towle made a motion that a letter of appreciation be sent to John Carson for his work with the Boy Scouts, 2nd Mr. Johnson, unanimous.

NEW BUSINESS - MR. READY - The Hockey League is having problems with funding, we do not provide a playing area for them. They would like to have a bingo fundraiser for ice time. Mr. Ready asked Mr. Lynch to keep in mind a location for bingo. Mr. Lynch will check with Town Counsel regarding bingo in the Town Offices.

DEMOCRATIC TOWN COMMITTEE - Mr. Ready made a motion to allow the Democratic Town Committee use of a room in the Town Offices on October 22, 1987, 2nd Mr. Johnson, unanimous.

NEW BUSINESS - MR. EMERSON - A new handicap bus was delivered last week. There will be a dedication in 2 weeks. Thanks to the LRTA.

THE [illegible] OF [illegible]

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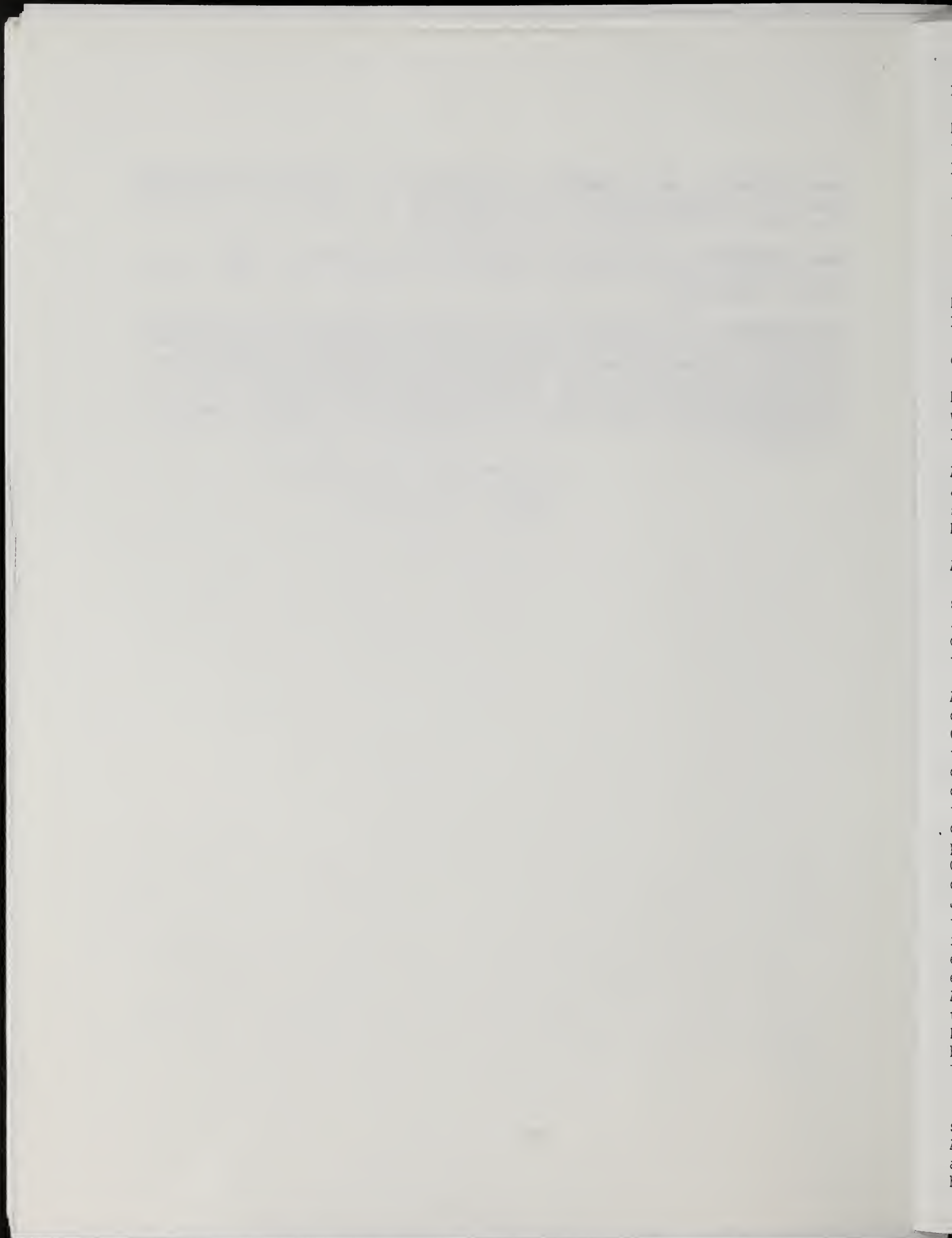
NEW BUSINESS - MR. BLOMGREN - Requested the location of sand and salt for citizens for the next meeting. Mr. Lynch will also have the snow plowing rates for next meeting.

NEW BUSINESS - Mr. Johnson made a motion to grant a 1-Day Auctioneer's License to Ken Harkins for October 31, 1987, 2nd Ms. Towle, unanimous.

ADJOURNMENT - Mr. Johnson made a motion to adjourn to Executive Session for collective bargaining and to consider the purchase, exchange, lease, value or real property as such discussion may have a detrimental effect on negotiating position on the governmental body, 2nd Ms. Towle, unanimous. Roll-call vote: Mr. Johnson-Aye; Ms. Towle-Aye; Mr. Ready-Aye; Mr. Emerson-Aye; Mr. Blomgren-Aye.

For the Board of Selectmen

Beth A. Gibbs
Beth A. Gibbs



Town Clerk

Regular meeting of the Board of Selectmen held Monday, November 2, 1987. Members present were: Mr. Johnson, Mr. Ready and Mr. Emerson. Miss Towle was absent due to an injury and Mr. Blomgren was out of town on business. Bernard Lynch, Executive Secretary, was also present.

Regular
BOS
Meeting
Nov. 2, 1987

Vice Chairman called the meeting to order at 7:30 p.m. Motion by Mr. Ready, seconded by Mr. Emerson, unanimous to approve the minutes of September 28, October 8 (Classification hearing) and October 22 (Executive Session).

Call to Order
Approval of
Minutes

Mr. Ready read a proclamation calling for November, 1987 to be Polio Plus Month in the Town of Chelmsford. Motion by Mr. Ready, seconded by Mr. Emerson, unan. to approve. Dennis McHugh, President of Chelmsford Rotary Club, accepted the proclamation.

Proclamation
Polio Plus
Month

Mr. Emerson read a proclamation "Read the Bible" week to be the week of November 22 - 29. Motion by Mr. Ready, seconded by Mr. Emerson, unanimous, to approve.

Proclamation
Read the
Bible Week

At 7:35 pm Mr. George Simonian, Principal of Chelmsford High School and educator in the Chelmsford School System for 30 years, was presented a Certificate of Appreciation from the Board by Mr. Johnson. Mr. Simonian will be retiring next fall.

Certificate
of Apprecia-
tion - G.
Simonian

Art Stratton, New England Telephone Co. presented a pole petition jointly with Mass. Electric to relocate a pole on Main Street to serve a 4-lot subdivision. Mr. Emerson asked about a steel plate in the road and Mr. Stratton said it was not New England Telephone or Mass. Electric. Motion by Mr. Ready, second by Mr. Emerson, unan. to approve the petition.

Pole Petition
Main Street

Attorney James Geary was present representing Mass. Bituminous Products on Oak Street. He introduced Fred Parella, owner; Consultants Jack Clemens and Russ Webster, and plant manager Mike Mancurso. He stated that the D.E.Q.E. had sent a Certificate of Compliance today on air quality control, that they are making improvements to control the odor problem, and have learned that much of the noise comes from trucks on Rte. 495. He added that they have made many improvements over the Belleville facility that was formerly on the site, that the plant is totally fenced in and there is screening on the fences, that Oak Street is being continually swept, and that they now have state of the art equipment.

Mass. Bitu-
minous Pro-
ducts - Oak
Street

Jack Clements then spoke on the odor problem, stating that this is the 3rd generation design in asphalt plants. He explained the existing drum mixer and showed photos of the new mixer, stating that visible emissions are associated with odors and that by eliminating these emissions with the new drum mixers the odors should also be eliminated. Atty. Geary noted that these will be installed in mid-December, during the off season.

Russ Webster then addressed the noise problem, stating that he has been working on it with Mr. Parella, as well as the emission problem. There will be enclosures placed on top of the silos, that they have been running noise tests, and that additional work will be done during the off season to install sound barrier walls at the south and east sides of the facility.

Atty. Geary said he feels that the issues of noise and odor are being addressed and will be corrected during the off season, that there have been more trucks entering the facility than anticipated but

this is due to the fact that Mass. Bituminous won the contract for 12 miles on Route 495. He ended saying that they want to be a good neighbor, and Mr. Ready said he is pleased to see them taking positive steps. Mr. Johnson asked that they come back in the middle of May for an update on their progress with the improvements.

Public
Hearing -
Transfer of
All Alc.
License
Stoney Brook
Ventures
Bainbridge's
at The Mill

At 8:00 pm Mr. Johnson opened a Public Hearing for the transfer of the All Alcoholic Common Victualer license from Stony Brook Tavern to Stony Brook Ventures, Inc. d/b/a Bainbridge's at The Mill and change in manager from James McCluthey to Patrick Mullett. Atty. Joseph B. Shanahan, Jr. represented Mr. McCluthey and Stony Brook Tavern. He presented the Affidavit of service of notice to the abutter and said that in 1986 the Board granted an All Alcoholic Common Vict., Common Vict. and Weekday Entertainment licenses to Stony Brook Tavern. The changes in corporation and manager are being requested due to the success of the Mill complex, and there will be no change in the establishment. He summarized Mr. Mullett's background and experience for the Board. Atty. Shanahan said that they are also requesting to use their alcoholic license as collateral in financing, and are asking permission to pledge the stock and license. He added that the vote on the license in 1986 was contingent on a zoning issue being resolved to permit seating for 400 persons, rather than 125, and this variance was obtained.

George Nichoras, 160 Tyngsboro Road, owned property at 33 Princeton St. and opposed the change in seating from 125 to 400, and said he has 19 tenants who are also opposed.

Motion by Mr. Ready to close the hearing and follow the Board's normal procedure and vote at the next regular meeting. Mr. Shanahan said he needs to close with the Bank of New England and asked the Board to vote tonight as an exception. Mr. Emerson seconded Mr. Ready's motion for discussion, stating that this is only a transfer and the Board has made exceptions before. Mr. Ready again said he feels we should follow procedures. Vote on Mr. Ready's motion was 1 in favor (DJR), 2 opposed (JPE and HRJ). Motion failed.

Motion by Mr. Emerson, seconded for discussion by Mr. Ready, to suspend the Board's normal procedures to take the license under advisement until the next regular meeting. Vote on Mr. Emerson's motion was 2 in favor, 1 opposed (DJR). Motion by Mr. Emerson, seconded by Mr. Ready, to allow the applicant the change in manager and corporate name on the All Alcoholic Common Victualer license, the Common Victualer license and the Weekday Entertainment license and to pledge their license and stock as collateral.

Martin Walsh
Senior Center
Plans

Martin Walsh, Director of Council on Aging, was present to discuss the progress of the Senior Center with the Board. He said that the architectural plans are 85% complete, and the kitchen plans 75% complete. The site plan will be ready within 3 weeks and then go to the Planning Board; they hope to go out for bid the end of January; have ground-breaking in March and are aiming for completion the end of 1988. They now are estimating \$2 million as a total figure, and only \$1.9 mil. was appropriated. Mr. Emerson said the Building Committee has done an outstanding job and should be congratulated. Mr. Walsh concluded that the Furnishings and Support Committee has raised app. \$67,000 to date and is still seeking contributions.

Mr. Emerson reported that as liaison to the Housing Authority, that they have learned that the Historical Commission has told E.O.C.D. that the North Town Hall may be of historical significance, so the Housing Authority will return it to the Town. He reported that peat was found on the North School site so the Senior Center will be moved further up on the site to save app. \$250,000. The Housing Authority

has the same problem with peat on the location of their proposed duplex houses, and will have an article on the Special Town Meeting Warrant.

Reports
Cont'd

Mr. Lynch stated that getting the North Town Hall back may temporarily solve a storage problem.

Motion by Mr. Ready, seconded by Mr. Emerson, unan. to have Mr. Lynch assess the North Town Hall as a potential temporary Senior Center and report back to the Board.

John Dabilis, a partner with Nick Gavriel, made a presentation to the Board relative to an Affordable Housing proposal. They are proposing a 60 unit group of semi-detached townhouses on Proctor Road, next to the Wojtas property. The density is less than others have asked for - app. 8 units per acre. Of the total units, 40% will be affordable, 25% very affordable, and the rest priced at market rate. Mr. Dabilis added that this is a non-congested area, and they are proposing 25 2-bedroom and 35 3-bedroom units. Mr. Johnson asked about the distance from residences in the area, and Mr. Dabilis stated that he does not have the figures tonight but they will meet all set back requirements. Mr. Lynch said that the Board is seeking residents from that area for the Affordable Housing Review Committee, and added that we are getting a good response to the Request for Proposals advertisement.

HOPS
Proposal -
Proctor Road

Under reports, Mr. Emerson stated that there was a house fire on Grove Street on October 30, he was present and wants to commend the Fire Chief and his firefighters, that they did an outstanding job. An off-duty fireman called in the fire and helped the occupant get out of the house. Motion by Mr. Emerson, seconded by Mr. Ready, unan. to send a letter of commendation to Firefighter Raymond Kydd, and grant him one day off, with pay.

Board
Member
Reports

Mr. Emerson stated that this fire also showed him that police coverage during the day in Town is terribly inadequate, that we have only 2 cruisers available during the day, but 7 at night. Motion by Mr. Emerson that the BOS liaison to the Police Dept. and the Ex. Sec. meet with the Police Chief to find a short term solution to this problem. Seconded by Mr. Ready, unanimous. Mr. Johnson and Mr. Ready both stated that they feel the Chief should be working on this problem already.

Mr. Ready reported that the Affordable Housing Review Committee met last week with the consultant to go over the comprehensive permit process, and that we now have 3 proposals. Mr. Lynch said he is guessing that there will be 3 or 4 more by the end of November.

Mr. Johnson reported that the the Library Building Committee is looking into the status of the Center School. Mr. Lynch noted that the School Dept. has indicated some interest in the School. The Board asked him to send them a letter asking what their intent is, and also to check with Town Counsel to see what he and Miss Towle can discuss with the School Dept. regarding Wang, since they are both Wang employees.

Mr. Lynch reported that Little League has submitted an application to sell Christmas trees on Route 110 again this year. Mr. Ready moved, seconded by Mr. Emerson, unan. to approve this application and grant them a Roadside Vendor's license for the month of December.

Ex. Sec.
Reports

Ex. Sec.
Reports

Mr. Lynch recommended that the Wednesday closing of Town Offices to the public be limited to July and August, not a year-round practice. Mr. Ready moved to put this matter on Hold until the full Board is presented, seconded by Mr. Emerson, unanimous.

Mr. Lynch reported that he has been contacted by Mass. Electric regarding changing the older streetlights in Town with high pressure sodium lights, which would save app. \$8,000 per year. Mr. Ready asked if they would be white or amber, since amber causes foliage problems, and Mr. Lynch said he would check. Motion by Mr. Ready, seconded by Mr. Emerson, unanimous, to ask Mass. Electric to make a presentation on this at the Board's Nov. 23rd meeting.

Mr. Lynch reported that the Town will receive \$100,000 from the Public Access Board to build a boat launch at Southwell Field. Mr. Ready moved to have the Board sign the necessary documents, seconded by Mr. Emerson, unanimous.

Mr. Lynch announced that Supt. of Streets Harold Gray is retiring in January, that the position is being advertised now, and he is recommending that he, Mr. Emerson as BOS liason and Town Engineer Jim Pearson review the applications and conduct the interviews. Mr. Ready moved to have them do so, seconded by Mr. Emerson, unan.

Motion by Mr. Ready, seconded by Mr. Emerson, unanimous, to accept Cheryl Warshafsky's letter regarding her position on the Rent Control Board.

Mr. Lynch said that Town Counsel has recommended that the Board execute releases with the bidders on Lots 16 and 13, Assessors' Plat 62. Motion by Mr. Ready, seconded by Mr. Emerson, unan. to do so. Mr. Lynch added that the Town has made \$100,000+ through land sales.

Mr. Lynch said that the Insurance Advisory Committee now consists of himself, Town Treasurer and Town Accountant, that they need an employee representative, and he will update the Board on the status of the Committee in December.

Unfinished
Business

Under Unfinished Business, Mr. Ready moved, seconded by Mr. Emerson, unanimous, to appoint Kimberly Campalese, Joseph Marty Eriksen and Edward Quinn as Auxiliary Police.

Mr. Ready moved to appoint Susan Koeckhoven, 86 Boston Road to the Rent Control Board. Motion seconded by Mr. Emerson, unanimous.

Mr. Ready moved, seconded by Mr. Emerson, unan. to appoint Shirley Fletcher as part-time clerk in the Highway Dept. based on the recommendation of the Highway Supt.

Mr. Lynch reported that he had received 8 applications for the Superintendent of Public Buildings position. Motion by Mr. Ready, seconded by Mr. Emerson, unan. to appoint Robert Deletetsky, 7 Erlin Road, at Grade 1-D, Step 4, as recommended by Mr. Lynch.

Motion by Mr. Ready, seconded by Mr. Emerson, unan. to appoint Christopher Garrahan, 4 Maynard Circle, Gary Dear, 5 Penni Lane, and Elaine Marsella, 12 Maynard Circle, to the Maynard Circle Affordable Housing Review Committee.

Under New Business Mr. Johnson said it had been brought to his attention that a tree on the corner of Housatonic and Wavery Avenues is going to fall down on telephone wires in the next storm, and should be taken down. Mr. Ready suggested that if we do not get a response promptly from the Tree Warden that we have the tree taken down.

New Business

At 9:00 pm motion by Mr. Ready, seconded by Mr. Emerson, to adjourn to Executive Session to discuss the lease, purchase or exchange of real property. Roll Call vote was as follows: Mr. Ready - Aye; Mr. Emerson - Aye; Mr. Johnson - Aye.

Mr. Johnson announced that the Board would not be returning to Open Session.

For the Board of Selectmen, by

Judith E. Carter

Regular meeting of the Board of Selectmen held Monday, November 23, 1987. Members present were: Mr. Blomgren, Mr. Johnson, Miss Towle, Mr. Ready and Mr. Emerson. Bernard Lynch, Ex. Sec. was also present. 11/23/87

During Open Session Angela Buuck, Proctor Road, read and presented the Board with a petition signed by the residents against the proposed affordable housing - the Proctor Road Neighborhood Protection Association. Mr. Blomgren said that the Board will vote to accept the petition during the regular meeting and forward it to the Affordable Housing Review Committee.

At 7:30 pm Chairman Blomgren called the meeting to order.

Motion by Mr. Johnson, seconded by Mr. Ready, to approve the minutes of November 2. Vote was 3 in favor, 2 abstentions (Miss Towle and Mr. Blomgren, since they were not at the meeting).

Mr. Johnson read a proclamation for Light A Candle Day, and moved to proclaim Sunday, December 6 as Light A Candle Day, seconded by Mr. Ready, unanimous. The proclamation was accepted by Mrs. Jeanne Parlee, Chairman of the Holiday Decorations Committee.

Robert Ogden was present from Mass. Electric Company requesting permission to place underground cable from Elm Street into Natalie Road, a new subdivision of 20 lots, and said that they won't be opening pavement on the street. Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to approve the petition.

Peggy DiStefano of the Childrens' School was scheduled but was not present due to illness.

The Ex. Sec. reported that bids were received for ambulance service to the Town from 3 companies, each bidding on 3 options. The options were: 1. Town based - their own facility; 2. Town based a public facility; and 3. based within 6 minutes from Town. He said he is not yet ready with a recommendation and will meet with the Ambulance Study Committee tomorrow night. Mr. Ready commented that stating 6 minutes to Chelmsford is like comparing apples and oranges, and that he thinks we need a minimum/maximum response time.

Ms. Penny Hamel from Mass. Electric was present to discuss changing 99 streetlights in Town from mercury vapor to sodium vapor, which would save the Town app. \$4600 per year. We would be getting more light for less money and also save energy. Mr. Lynch said he thinks the by-law prohibits sodium lighting in the Historic District, but Ms. Hamel said that Newburyport and Salem both use sodium.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to accept her recommendation and have the lights changed.

Mr. Ready asked about depressing utilities, and Ms. Hamel gave the Board a map of the Town and asked them to outline exactly where they would want the lines depressed.

Gary Marchand and David Kendrick presented the Board with an Affordable Housing proposal on the site of the Chelmsford Drive-in. Mr. Marchand introduced their attorney Carol Rolfe, who was with E.O.C.D. for 10 years. She told the Board that the drive-in is now 13 acres of asphalt, with much run-off into Beaver Brook. They are proposing

Open Session
Proctor Rd.
Residents

Call to Order

Minutes
Approved

Proclamation

Pole Petitions

Ex. Sec.
Reports -
Ambulance
Service

Mass. Electric re
Upgrading
Streetlights

HOPS Propo-
sa; -
Drive-In

HOPS Prop-
osal
cont'd

168 garden-style units, in 7 24-unit buildings, all with 2 bedrooms. Mr. Johnson asked why no 3-bedroom, and was told that with 2 bedrooms there is not as much impact on the schools. Attorney Rolfe said that 25%, or 42, of the units will be affordable or very affordable. They spelled out the criteria for pricing and buyer qualifications, and said that they may ask the Housing Authority to get involved. There will be a sewerage treatment plant on site and they will be using Town water. At least 7 of the units will be for the handicapped. A small corner of the land is in a flood plain, 40% of the asphalt presently on the site will be removed, and it should improve conditions there now. They are hoping to sell the units to 3 categories of buyers: 1. Town employees; 2. Town residents, and 3. others. They want the Town's input on how to hand out the units. They showed school projection figures from the Dept. of Education, which indicate that the school population is decreasing, and they feel this proposal would add approx. 34 children to the schools at a cost of \$100,000. Mr. Ready said he feels this is erroneous - that Chelmsford's school population is increasing. They will be submitting their proposal for this project, called The Commons, by Monday. When asked, Ms. Wolfe said that the HOP program requires a deed to the state that for 40 years 25% of the units will remain affordable/very affordable.

Police
Chief and
New Eng.
Telephone
re 911 and
E-911

Police Chief Raymond McKeon and David Ravenesi, New England Telephone were present to discuss the 911 emergency telephone system. Mr. Blomgren said that the Board wants to know how to add 911 and E-911 as a public safety feature for the Town. Mr. Ravenesi said that E-911 legislation is close to being passed by the State, that this will be definitely the best way to go, but that New England Tel will provide whatever the Town wants. He introduced Cynthia Sexton, their 911 expert. Ms. Sexton said that E-911 is cost prohibitive at this point and that we have problems with 911 in Town because some residents in East Chelmsford are served by a Lowell exchange. Mr. Ravenesi noted that the legislation is coming out of committee in January and the Dept. of Public Utilities would have to be involved and that if this is a long process, then they could put 911 in. Mr. Blomgren asked if this would cover 80% of our residents and was told that it would. Mr. Johnson asked Mr. Ravenesi to keep the Board posted by the end of January and let them know how the legislation is going. Mr. Ready made a motion to ask the Ex. Sec. to order 911 now as a "bridge strategy", until E-911 is available. Mr. Johnson seconded the motion for discussion. Mr. Blomgren asked New England Tel. to come back with an implementation plan on Jan. 4th, and Ms. Sexton said she needs a letter of intent from the Board before she can implement the plan. The vote on Mr. Ready's motion was unanimously in favor.

Accept
Proctor
Rd.
Petition
Sewer
Comm.
Articles

Motion by Mr. Johnson, seconded by Miss Towle, unanimous to accept the Proctor Road petition and forward it to the Affordable Housing Review Committee.

Fran Yanaskewicz and Paul Trepaney, Weston & Sampson, and Town Treasurer James Doukszewicz were present to discuss the Sewer Commission articles on the warrant for the Special Town Meeting. The Treasurer gave an update on the funding package for Article 8, and referenced a November 4 letter to the Sewer Commission regarding costs. He added that since 1984 parameter costs have increased.

Town Engineer James Pearson was present to discuss street acceptances and a land-taking warrant article. Article 6 calls for the Town to accept Holmes, Perley and Worthen Streets as public ways. All 3 streets were constructed many years ago but never accepted, and now need to be accepted so they can be sewerred. Mr. Pearson said he is recommending that Holmes and Perley Streets be paved 22 feet wide, and Worthen Street 26 feet wide. He is also recommending voting monies to have stone bounds installed and to have acceptable survey plans on file. The cost would be \$3,000 each for Holmes and Perley and \$10,000 for Worthen. Mr. Johnson and Mr. Blomgren both questioned why we need to spend the money now, and asked if there are more old unaccepted streets in Town. Mr. Pearson said there are at least 100. Mr. Johnson moved, seconded by Mr. Ready, to accept the streets but not spend the \$16,000 at this time. Vote was 4 in favor, 1 abstention (Mr. Emerson).

Mtg. with
Town Engi-
neer re
Street
Acceptance

Article 7 acceptance of Omega Circle as a public way - motion by Mr. Johnson, seconded by Miss Towle, unanimous, to dismiss this article.

Mr. Pearson explained the land taking on Parkhurst Road as a triangle piece at Union National Bank, and that we need to have the original plan amended because it is registered with the Land Court. He would recommend the article. Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to recommend Article 15 for the sym of \$5,000.

Land Takin
on Park-
hurst Road

Under reports, Mr. Johnson said that as liaison to the Blue Ribbon Resource Recovery Committee he has been reading articles in the news-papers about towns with mandatory re-cycling, and noted that we are not the only town and area looking into this.

Member
Reports

Mr. Ready reported that the Affordable Housing Review Committee has organized, with Mr. Lynch as Chairman, and said he would like the committee to do a survey of Town employees to see how many would be interested in affordable housing. Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to do so.

Mr. Emerson made a formal announcement that he is not seeking re-election in April, due to time constraints with the Sewer and Industrial Sewer Commission, and also to spend more time with his wife and newly adopted baby daughter. Mr. Johnson commented that Mr. Emerson has been a very effective selectman and we will miss him.

Under Ex. Sec. reports Mr. Blomgren asked Mr. Lynch how did the first snowstorm go with the snow emergency. Mr. Lynch said they called the emergency at 12 midnight, and there were no complaints. He asked the media to re-emphasize the fact that there is no more parking ban between 2 and 6 am, but in a snow emergency there are to be no vehicles parked on any of the Town's streets.

Ex. Sec.
Reports

Mr. Lynch reported that we received one bid for the outside stairs, and at \$64,500 was higher than the funds allocated. Miss Towle moved, seconded by Mr. Ready, unanimous, to fine tune the specs and re-bid the job.

Mr. Lynch reported that budget documents have been circulated to all departments, and that they are requesting more information than has been asked in the past.

He brought up setting a policy re access to public records, based on the Freedom of Information Act. A draft policy has been sent to

Ex. Sec.
Reports
cont'd

each Board member and is being reviewed by Town Counsel. Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to approve contingent upon Town Counsel's approval.

New Business

Mr. Blomgren reported that we have received a letter from William Spence regarding missing street signs, and he suggested stencilling street names on telephone poles. Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to ask the Highway Supt. what the costs would be to do this and obtain permission from utility companies to do so and explore the possibilities.

Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to approve a 1-day Auctioneer's license for Kenneth P. Harkins for Nov. 21.

Mr. Johnson moved, seconded by Miss Towle, unanimous, to appoint Michael E. Beaudoin and Christopher Borden to the Auxiliary Police Dep

Motion by Mr. Johnson, seconded by Miss Towle, unanimous to grant Roadside Vendor's licenses for the sale of Christmas trees to: Alan Liguori and Donald Faulkenham.

Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to request Mass. Electric to place a 4,000 lumen streetlight on Pole #23/60 on Westford Street. Also to check on lights requested at 2 Diamond St. and 26 Thomas Drive.

Mr. Johnson moved to approve the sale of Papa Gino's stock, seconded by Miss Towle, unanimous. Also to notify them that the Chelmsford shop is not displaying their beer and wine license, as required by law.

It was agreed to discuss the remaining warrant articles at the meeting on November 30.

Adjournment

At 9:45 p.m. motion by Mr. Johnson to adjourn, seconded by Miss Towle, unanimous.

For the Board of Selectmen, by

Town
Clerk

RECEIVED

REGULAR MEETING OF THE BOARD OF SELECTMEN
DECEMBER 21, 1987

60 MAR 24 AM 10:52

TOWN OF CHELMSFORD

MEMBERS PRESENT: Mr. Blomgren, Mr. Johnson, Mr. Ready, and Mr. Emerson. Ms. Towle was absent. Mr. Lynch, Executive Secretary was also present.

OPEN SESSION: Joseph Paolilli, Game Warden, of 45 Richardson Road was present regarding a problem he had with the Conservation Commission on November 17, 1987. Mr. Paolilli stated that he wrote a letter to the BOS to review the minutes of the meeting. He felt there were unlawful acts of James McBride, Chairman of the Conservation Commission. He wanted action from the BOS. Mr. McBride stated that beavers were causing flooding problems on Dunshire Drive. As Chairman he is authorized to enter a wetlands to alleviate flooding. Mr. McBride stated that he had to break up beaver dams but did not wish to harm the beavers. Mr. McBride stated that Mr. Paolilli had a 2-fold interest in beavers. Mr. McBride stated that the Mr. Paolilli traps the beavers and sells the pelts. Mr. Paolilli stated that he was present at this meeting as a citizen and trapper. He felt he was treated with disrespect and disregard. Mr. McBride stated that he was working to save the beavers. Mr. McBride stated that Mr. Paolilli protects the beavers for 50 weeks and traps them the other 2 weeks, feels this is a conflict. Mr. Lynch is to review the minutes and speak to Mr. McBride, Mr. Greenwood and Mr. Paolilli and have a schedule into the next session.

7:30 P.M. - CALL TO ORDER - Mr. Blomgren called the meeting to order.

PROCLAMATION: Mr. Johnson made a motion to accept the proclamation of Chelmsford High School Appreciation Day, 2nd Mr. Ready, unanimous. Mr. Simonian, Coach Caito and 4 football players were present to accept the proclamation.

CERTIFICATES OF APPRECIATION: Mr. Johnson made a motion to accept the Certificates of Appreciation for Ronald Sawicki, J. Rene Scutt, James Byrd and Melvin DeJagar, 2nd Mr. Ready, unanimous.

APPROVAL OF MINUTES: Mr. Johnson made a motion to approve the minutes of November 23, 1987, 2nd Mr. Ready, unanimous.

7:35 P.M. - TRANSFER OF CLASS II AUTO DEALER'S LICENSE - 166 MIDDLESEX STREET - Atty. Charles Merrill was present representing Mr. Gagnon. Mr. Gagnon's father has owned and used the lot since 1969. Previously G & G Associates. Mr. Gagnon requested that the license be transferred to his son, George Gagnon, III. There was no one present in favor or opposition to this transfer. Mr. Johnson made a motion to approve the transfer subject to a notarized surrender document, 2nd Mr. Ready, unanimous.

7:40 P.M. - TRANSFER OF CLASS II AUTO DEALER'S LICENSE - 109 TYNGSBORO ROAD - Thomas Gonsalves was present stating that he currently has 113 Tynsboro Road under agreement to purchase from Vinal Square Motors. Mr. Ready made a motion to approve the transfer contingent upon the sale of the property, 2nd Mr. Johnson, unanimous.

7:45 P.M. - PUBLIC HEARING: CLASS III AUTO DEALER'S LICENSE - NORTH CHELMSFORD AUTO PARTS, SLEEPER STREET - Mr. D'Angelo was present with proof of notification to abutters. He stated that he has not had any complaints. There was no one present in favor or opposition to the Public Hearing. Mr. Johnson made a motion to grant, 2nd Mr. Ready, unanimous. Mr. Ready stated that it was a pleasure to see that Mr. D'Angelo had a record of no complaints.

7:50 P.M. - ATTY. JOSEPH B. SHANAHAN, JR. - CHARTER PETITION PRESENTATION - Representing The Chelmsford Charter Study, Inc. They began a petition drive for signatures regarding the establishment of a charter commission on the upcoming ballot on April 5th. Their goal was to obtain 2,569 signatures. They got 3,077 signatures certified, 20% more than needed. Mr. Johnson made a motion to put the ballot question of a charter commission to the voters and order nominations for election of a 9-member charter commission on the ballot, 2nd Mr. Ready, unanimous. Mr. Johnson made a motion, if the question passes, the Charter Commission appear on the same ballot, 2nd Mr. Ready, unanimous. Mr. Shanahan thanked everyone for their help.

APPOINTMENT OF HIGHWAY SUPERINTENDENT - Mr. Johnson made a motion to appoint Michael A. Crory of Littleton as Highway Superintendent at Grade 3/Step 3, beginning January 16, 1988, 2nd Mr. Ready, unanimous.

8:00 P.M. - WALTER HEDLUND RE: 4TH OF JULY CELEBRATION - Mr. Hedlund stated that the Lions Club has appointed a new chairman who will be taking over the area around the booths. The 4th of July Celebration will begin on Sunday evening with the parade on Monday. Carl Rizzo is the Chairman for the Elks. James Gifford has been in contact with Mr. Rizzo for a commitment. Monday evening there will be a drum and bugle contest will be held at the high school stadium. Mr. Johnson stated that he spoke to the Elks and they want to help. They are willing to come up with \$7,500. Mr. Johnson made a motion to ask the Town Celebrations to put in their budget for \$7,500, 2nd Mr. Emerson, unanimous. Mr. Blomgren asked Mr. Hedlund to come back in January with commitments. Mr. Emerson stated that North Road will not be cut up for sewer in July. Mr. Ready made a motion to ask Chief McKeon to budget for police coverage, 2nd Mr. Johnson, unanimous.

8:10 P.M. - TRAFFIC AND SAFETY COMMITTEE - William Dalton, Chairman, stated that there was an article in the Lowell Sun recently that the Traffic and Safety Committee blamed the BOS for stalling for 2 years regarding an intersection in Town. Mr. Dalton stated that this statement was false, he reviewed minutes and tapes. He stated that they submitted 3 articles to Capital Planning: traffic signal at Hunt and Littleton Roads; improvements at Billerica and Golden Cove Roads; traffic signals at Center Fire Station. Drum Hill/Parkhurst Roads will be redesigned, but must go to land court, they will have to hire a surveyor in order to complete. Riverneck Road is ready for construction to alleviate the dangerous curve near St. Joseph's Cemetery. North and Parkhurst Roads are ready for construction. Dalton Road and Stedman Street need a multi-way stop and ready for construction with the Highway Department. The Engineers Department had completed plans for improvements to the intersection and drainage on Park and Proctor Roads. Mr. Ready made a motion to approve the recommendations of the Traffic and Safety Committee for a multi-way stop at the intersection of Dalton Road and Stedman Streets, 2nd Mr. Johnson, unanimous. Route 110 is ready for bids. Concord and Parker Roads are not ready, they are still evaluating plan for NMAC. Mr. Emerson complimented the Traffic and Safety Committee. Mr. Emerson asked how they prioritize locations for lights, ect. Mr. Dalton stated that the Town Engineer and NMAC go over the State's criteria for signalization, etc., and come up with a feasibility study. Patrick Daley, Safety Officer, also brings input. Mr. Emerson stated that the intersection at Technology Drive and North Road is extremely dangerous. Mr. Emerson asked for the amount of time spent in analyzing this site. Mr. Dalton stated that due to the size of the road and the criteria, the Traffic & Safety Committee would ask the State do a traffic study but the accident rate is a factor (1 fatal accident). Mr. Emerson stated that Technology Drive has only been opened 8 or 9 months, one of the worst intersections in Chelmsford. Would any consideration be given to close Technology Drive during peak hours or consider some alternative to reduce fatalities? Mr. Dalton stated that the Traffic & Safety Committee has discussed this at length and could only suggest that due to the size of the street and being straight, the State could increase the speed limit. Mr. Blomgren suggested that Patrick Daley to bring back some input and recommendations that would mitigate further accidents, i.e., lights, signs, etc. Mr. Ready made a motion to recommend the Traffic & Safety Committee to refer the problem to NMAC Traffic Engineer for a recommendation for the best method, 2nd Mr. Johnson, unanimous. Mr. Blomgren asked Mr. Dalton to come back in January with a overview of signalization in Town at the congestion points. Mr. Dalton stated that the Traffic & Safety Committee would like to have input from a Highway Department representative to discuss safety problems. Mr. Blomgren

requested that Mr. Lynch contact Mr. Crory, Highway Supt., to make this a part of his agenda. Mr. Dalton stated that they would like to put money into their budget for construction so as not to deplete the Highway Department's funds.

RE: JOSEPH PAOLILLI - Mr. Johnson stated that the Conservation Commission acted in a conscientious and prudent manner and the BOS should drop this matter. Mr. Emerson stated that this has laid the groundwork for future trapping, it may be worthwhile to ask the Conservation Commission to review the article for Annual Town Meeting. Mr. Johnson made a motion to drop this issue and ask the Conservation Commission to review the article for Annual Town Meeting regarding trapping, 2nd Mr. Emerson, unanimous.

UNFINISHED BUSINESS: ONE-DAY AUCTIONEER'S LICENSE - KENNETH P. HARKINS - Mr. Johnson made a motion to approve, 2nd Mr. Emerson, unanimous. Mr. Ready-abstained.

NEW BUSINESS - LICENSE RENEWALS - Mr. Ready made a motion to approve the renewal of licenses for Alcoholic, Common Victualer, Class I and II Auto Dealer's, Taxi, Theatre, Weekday Entertainment, Automatic Amusement, 2nd Mr. Johnson, unanimous.

REPORTS - MR. JOHNSON - RE: MASS. BITUMINOUS - One month ago, Mr. Johnson requested a report on the discrepancies on the truck activity. He is still awaiting the report. Attorney Perkins is looking into to the Town's legal options.

REPORTS - MR. JOHNSON - RE: MEETING WITH CITY OF LOWELL - Recently Mr. Johnson, Mr. Emerson and Mr. Lynch met with City of Lowell officials regarding the trash problems faced in the region. Mr. Emerson received a call from Lowell City Manager Campbell. Mr. Campbell wanted an open discussion with the Town of Chelmsford as to mutual concerns for solid waste. Met with Mr. Campbell and Mr. Fleming and had an open and frank conversation. Mr. Lynch stated the Blue Ribbon Resource Recovery Committee is looking into what the City of Lowell is doing and what type of regional solution is available. Mr. Lynch stated that they will keep the dialogue open in the future. Mr. Emerson stated that the Blue Ribbon Committee should be used as much as possible in the future, however, the review of RFP's, etc. should be left to the officials in the City of Lowell.

REPORTS - MR. READY - Congratulations to the Holiday Decorating Committee.

REPORTS - MR. BLOMGREN - RE: TRAFFIC SQUAD - The newly formed traffic squad's objective is to improve traffic flow and safety control. They will be in highly visible areas. The yield will be an improved traffic flow.

REPORTS - MR. BLOMGREN - RE: MEETING WITH FINCOM, SCHOOL DEPARTMENT - Detailed the fiscal issues facing the Town and as a result determined approximately \$1 million as a potential problem as the 1989 budget approaches. Mr. Lynch will work with School Department, Fincom, Town Accountant and Town Treasurer to come up with a strategy. Mr. Lynch stated that there was a smaller meeting last week at which time goals were set as to the sub-committee. Essentially they are trying to determine what the shortfall will be. Looking at the possibility of an override. Trying now to ironing out procedures and coming back to the BOS with a recommendation.

NEW BUSINESS - RE: NEW YEAR'S EVE - Mr. Johnson made a motion to allow liquor establishments to remain open until 2AM on December 31, 1987 as has been past practice, 2nd Mr. Ready, unanimous.

REPORTS - MR. LYNCH:

ASSESSORS: Mr. Lynch stated that James McBride, Assessor, has resigned. The Assessors will meet with the BOS on January 4, 1988 to appoint a successor.

CEMETERY DEPARTMENT: Mr. Lynch received a request from the Cemetery Department to use loam from the Highway Department. Mr. Lynch recommends denial due to our needs and this would cut into the Highway Department's budget. Mr. Johnson made a motion to deny based on Mr. Lynch's recommendation, 2nd Mr. Emerson, unanimous.

TRAFFIC & SAFETY COMMITTEE: Mr. Lynch received a request from Optronics, Inc. regarding access to Turnpike Road which was forwarded to Traffic & Safety. Optronics requested access due to the work being done on Rte 129 which has traffic snarled. Traffic & Safety recommended denial of this request. Mr. Johnson made a motion to deny based on Mr. Lynch's recommendation and Traffic & Safety's recommendation, 2nd Mr. Ready, unanimous.

VACATION CARRY-OVER: Mr. Lynch stated that based on prior policy by the BOS denying carry-over of vacation time, he has created a policy with more flexibility (i.e., illness, extenuating circumstances). The policy would allow individuals to request in writing to the BOS by December 1st the need for carry-over and explain extenuating circumstances and dates that the vacation will be taken. Mr. Johnson made a motion to approved the recommended policy, 2nd Mr. Ready. Mr. Emerson-abstain. The motion passed on a 3-to-1 vote.

AFFORDABLE HOUSING REVIEW COMMITTEE (Proctor Road): Mr. Johnson made a motion to appoint Irina Ginzburg, 135 Proctor Road; Edmund F. Guaraldi, 7 Armand Drive; L. Catherine Stack, 23 Higate Road; to the Affordable Housing Review Committee for Proctor Road, 2nd Mr. Ready, unanimous.

SPECIAL COUNSEL: Mr. Johnson made a motion to appoint Thomas Arnold of Carlisle with Law Offices in Concord as Special Counsel to the Review Committee at a fee of \$100 per hour and designate Mr. Arnold as a special municipal employee under the conflict of interest statute, 2nd Mr. Emerson, unanimous.

MOTION TO ADJOURN: Mr. Johnson made a motion to adjourn regular session and go into executive session for the purpose of collectively bargaining, 2nd Mr. Ready. Roll-call vote: Mr. Johnson-Aye; Mr. Ready-Aye; Mr. Emerson-Aye; Mr. Blomgren-Aye.

For the Board of Selectmen


Beth A. Gibbs

Arch Clark

Regular meeting of the Board of Selectmen held Monday, January 4, 1988. Members present were: Mr. Blomgren, Mr. Johnson, Miss Towle, Mr. Ready and Mr. Emerson. Bernard Lynch, Executive Secretary, was also present.

Reg. BOS Mtg
Jan. 4, '88

88 JAN 26 PM 4:10

During the Open Session, Mrs. Joan McMillian, 23 Sunset Avenue, was present to discuss sidewalk plowing in the Westlands, especially the area from the Westlands School toward Demoulas on Route 110. The sidewalks in this area force pedestrians, both children and older people, to walk out into the street where the plow cannot get between the utility poles and the fence, and she feels this is a potential safety hazard. Mrs. McMillian submitted a letter to the Board outlining her concerns. Mr. Ready said that we have had problems in the past with sidewalks on Dalton Road and that it was brought to the School Committee. Mr. Emerson stated that the Highway Supt. has time and manpower and equipment constraints. Mr. Ready said that we have purchased a sidewalk plow and won't have school if the walks aren't plowed. Mrs. McMillian said she is concerned about more storms, deeper snow and higher snowbanks. Mr. Blomgren said he will ask for a motion during the regular meeting, and told Mrs. McMillian to contact the selectmen if she is not satisfied in the future.

Open Session

At 7:20 pm the meeting was adjourned until 7:30 p.m.

Chairman Blomgren called the meeting to order at 7:30 p.m. He said that the Town lost young John Carson last week due to a tragic accident, that he was a student, athlete and contributor to the Community and offered his sincere condolences to the family. He said that the Board would also like to express condolences to the family and sit with them in the future to find a more lasting memorial to young John. Motion by Mr. Johnson, seconded by Miss Towle, to do so, unanimous.

Call to Order

Tribute to
John R. Carson

At 7:35 pm the Board met with the Board of Assessors to appoint a replacement for James McBride, Assessor who recently resigned. Ms. Diane Phillips, Assessors, was present from their Board. Mr. Blomgren said that the Board of Selectmen and the Assessors have all received 1 application from the same individual. Ms. Phillips said that the Assessors would like to have James B. Shanahan, Sr. appointed. Motion by Mr. Johnson, seconded by Miss Towle, to appoint Joseph B. Shanahan, Sr. as part-time Assessor to fill the vacancy until the April election. Roll Call vote was as follows: Ms. Phillips - Aye; Mr. Johnson - Aye; Miss Towle - Aye; Mr. Ready Aye; Mr. Emerson - Aye, and Mr. Blomgren - Aye. Letters will be sent to him from each Board.

Joint Appt.
Board of
Assessors

Motion by Mr. Johnson, seconded by Miss Towle, unanimous to contact the Highway Supt. forwarding the letter from Mrs. McMillian re plowing of sidewalks and a letter from the Board asking for a plan of action, and ask the Ex. Sec. to follow up with the new Supt.

New Business

Mr. Ready reported that Bradford Emerson had called him re the No Left Turn sign onto Route 129 from Route 110, and he has learned that the Police Dept. won't enforce this sign as long as the Rte. 129 arrow sign is still there. Motion by Mr. Ready, seconded by Miss Towle, unanimous, to have Mr. Lynch follow up on this, and have the Rte. 129 sign moved or removed.

Reports

Members'
Reports

Mr. Emerson reported that he had toured the Town Offices building with Supt. of Public Buildings Bob Deletetsky and found that the restrooms are so old that they can't be cleaned any more, and he asked the Board's support in checking on prices for new fixtures with Mr. Deletetsky. Motion HRJ, second DJR, unan. to authorize him to do so. He also said that they had noticed tremendous crowding in the building and thinks that we should look into making the gym into office/meeting space. Mr. Lynch said he is looking into options in moving people around in the present space. Mr. Blomgren and Mr. Johnson suggested that we have the departments tell us their needs for space, since they hate to see the gym not being used for recreational purposes. Mr. Lynch said that we could look into moving our tenants (Water Dept. and Credit Union) to the Old Town Hall, or also consolidate departments. Mr. Blomgren stated that we can solve the problem on a short-term basis, but really need a long-term solution.

Pub. Hrg.
Bainbridge's
Expansion
of Premises

At 7:45 p.m. a Public Hearing was held on the application of Bainbridge's at the Mill, Stoney Brook Ventures, Inc. for an expansion of the premises. Attorney Joseph B. Shanahan, Jr. represented Stoney Brook Ventures, stating that the corporation has filed an application to expand and renovate the premises. He passed out plans to Board members and submitted an Affidavit of Notice to abutters. He stated that Bainbridge's has been extremely successful, and the lounge is not available for functions, as planned, because it is so crowded. Atty. Shanahan continued that Bainbridge's currently seats 360 people in 9500 square feet, and want to expand the second floor by 1380 sq. ft. to seat an additional 92 people in the proposed function room, to serve small groups which would like to be separate from the general waiting area in the lounge. This would make a total of 452 seats. There would be two bars on the second floor, 1 in the present lounge and 1 for service to functions. Mr. Blomgren asked if there is a problem going from 360 to 452 seats, and Atty. Shanahan stated that they will not have to go to the Board of Health again. No one present spoke in support of or opposition to the expansion. Motion by Mr. Ready, seconded by Mr. Johnson, unanimous, to wait to vote on this application at the January 25th meeting.

Bid Award -
Fire Dept.

The Ex. Sec. reported that bids had been opened for the articulating aerial lift with chassis and cab for the Fire Dept. and the Chief has recommended that it be awarded to Oste Chevrolet of Boston, the low bidder. Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to do so.

Ex. Sec.
Reports

He reported that budget meetings will be held over the next 2 weeks and that BOS liaisons will be notified of the dates. He also reported that re labor relations and collective bargaining, the Police and Fire Chiefs met with Labor Relations Advisor Dee Moschos and discussed what points they want to bring up in collective bargaining.

New Business

Mr. Blomgren reported that the Cambodian Temple has been very prompt in notifying the Board of any activities they have planned. Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to send them a letter thanking them for their cooperation with the Community. He noted two letters commending various police officers, one from Jack DeCarolis and one from Jersey Heritage Enterprises. Motion by Mr. Ready, seconded by Miss Towle, unanimous, to have the Ex. Sec. send letters of commendation to the officers named in these letters.

Mr. Blomgren reported that the Traffic and Safety Committee will be present at the January 25 meeting, and asked that the Police Chief come in for an update on the Traffic Squad.

Reports
Cont'd

Mr. Blomgren reported that Mass. Bituminous Products still has many problems with the Board of Health, and asked the Ex. Sec. to work with Town Counsel to make sure that such violations will not recur when they re-open in the Spring. Mr. Lynch said he will send a written request to Town Counsel. Mr. Emerson suggested that Mr. Lynch contact Richard Day in the Board of Health for a report from the Board, and Mr. Blomgren asked that we summarize the BOS concerns and have Mr. Day come to a Board meeting. Mr. Johnson said he feels we have 3 problems with Mass. Bituminous - traffic, odor and noise, and moved to send a letter to Mass. Bituminous outlining these problems, and stating what we would like to have done, seconded by Miss Towle, unanimous.

Miss Towle said she has heard numerous conversations regarding the investigation with the Police Dept. and the Chief, and wants to ask the Chief to attend the January 25th meeting for an Executive Session. Mr. Blomgren suggested that the Board go into Executive Session tonight

Mr. Ready stated that the Affordable Housing Review Committee will be holding the following meetings for Affordable Housing Proposals: Jan, 7 at South Row School for the Concord Road proposal; Jan. 11 at the Parker School for the Richardson Road proposal; Jan. 14 at South Row for the Proctor Road proposal, and Jan. 21 at Town Offices Gym for the Littleton Road Drive-in proposal.

Mr. Ready also reported that the Board's non-action regarding the trapping of animals was, in fact, in support of the Conservation Commission.

Under Unfinished Business, motion by Mr. Johnson, seconded by Miss Towle, unanimous, to request Mass. Electric to install a streetlight on Pole #3/114, near 360 Boston Road.

Unfinished
Business

Mr. Blomgren reported that regarding the Boy Scouts and the East School, there has been no action in 4 years, and Miss Towle stated for the record that they are in worse shape than ever. Motion by Mr. Ready, seconded by Miss Towle, to authorize Chairman Blomgren to take action to rectify the problem.

Mr. Lynch recommended that the following persons be appointed to the Affordable Housing Review Committee for the Littleton Road neighborhood: Barbara Bunn, 6 Chamberlain Rd.; Serena Taplin, 83 Garrison Road and Steven Temple, 17 Pinewood Road. Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to appoint.

Appointment

At 8:15 pm motion by Mr. Johnson, seconded by Miss Towle, to adjourn to Executive Session for the purpose of discussing collective bargaining. Roll Call vote was as follows: HJR-Aye; BAT-Aye; DJR-

Adjourn to
Ex. Sess.

Adjournment Aye; JPE-Aye; RAB-Aye. Chairman Blomgren announced that the Board would not be returning to Open Session.

For the Board of Selectmen, by

Julio E. Carter

Town Clerk

RECEIVED
88 FEB -9 PM 3:52

Regular BOS Meeting Jan. 25, 1988 Regular meeting of the Board of Selectmen held Monday, January 25, 1988. Members present were: Vice Chairman Johnson, Miss Towle and Mr. Ready. Bernard Lynch, Executive Secretary, was also present.

At 7:30 p.m. Mr. Johnson called the meeting to order noting that Mr. Blomgren and Mr. Emerson were out of Town on business.

Minutes Approved Motion by Miss Towle, seconded by Mr. Ready, unan. to approve the minutes of the January 4th meeting.

NET Pole Petitions George Gagan, New England Telephone Company, was present to explain petitions for buried conduit on Warwick Drive, Shandel Drive and Wedge wood Road. He said that all the work was done years ago by the developer, but since the streets have been accepted they now are giving New England Telephone the right to maintain them. Motion by Miss Towle, seconded by Mr. Ready, unan. to approve the petitions.

Reports Under reports, Mr. Ready reported that the Traffic and Safety Committee met last Wednesday, and 1. asked to have the NMAC traffic engineer look into the legalities, as well as cost, to put traffic lights into Chelmsford Center and in South Chelmsford; and 2. wanted to ask the Board to ask the Traffic and Safety Committee to give feedbacks on traffic reports to the HOPS Committee. Motion by Miss Towle, seconded by Mr. Ready, unan. to ask them to do so.

Mr. Johnson asked to have Mr. Blomgren reminded to meet with the Boy Scouts re the condition of the East School.

Cynthia Sex-ton, NET, 911 Update Cynthia Sexton, New England Telephone Company, was present to update the Board on the 911 system the Town had requested. She reported that the E-911 bill is still in committee as of Dec. 27. Her company had done a study of the residents of Chelmsford who could not be serviced by the 911 system, and found that app. 700 homes would not be serviced. She said that the cost is less than \$300 to install, and less than \$100 a month to maintain. When the company receives a letter of intent from the Town, it would take 6 - 8 months to install. We would also need to have reciprocal agreements with Tyngsboro and Westford. Motion by Miss Towle, seconded by Mr. Ready, unan. to have 911 system installed.

William Bench, Timberland Machinery, 15 Katrina Road, was present to discuss their application for a change in name on their Class 11 Auto Dealer's license. Mr. Bench stated that 2½ years ago the family trust sold out to LaRoss Boche and neglected to change the name on their dealer plates. The operation is the same as it has been for the past 20 years, and there are no changes planned for the future. Mr. Bench asked that the Board approve the name of Timberland Machinery, a division of LaRoss Boche. Motion by Miss Towle, seconded by Mr. Ready, unan. to do so.

The Ex. Sec. reported that the Town will receive an increase in state aid of \$481,000, an increase of 4 - 5%.

He reported that we have been awarded a grant with Westford to study the impact of the proposed Stone Henge development, and the study

Unfinished Business will commence in 2 or 3 months.

Under Unfinished Business motion by Mr. Ready, seconded by Miss Towle unan. to approve the application for the expansion of premises at Bainbridge's at The Mill.

New Business Under New Business, Mr. Ready reported that as a member of the Affordable Housing Review Committee working with developers on HOPS proposals and the Committee feels that we as a Town need a Housing Master Plan Motion by Mr. Ready, seconded by Miss Towle, unan. to have the Ex. S report to the Board as to what we should do.

Mr. Johnson said he has noted much debris - broken shopping carts, etc. in the vacant lot beside Alexander's Market. Motion by Mr. Ready, seconded by Miss Towle, unan. to send a letter to Alexander's asking them to clean up this lot.

Motion by Miss Towle, seconded by Mr. Ready, unan. to set the Voter Registration hours as requested by the Town Clerk.

Appointments Motion by Miss Towle, seconded by Mr. Ready, unan. to appoint William Tessier, 8 Maynard Circle, to the Auxiliary Police.

Motion by Miss Towle, seconded by Mr. Ready, unan. to appoint Kimber Ann Martin, 190 Westford Street, as Police Matron.

Motion by Miss Towle, seconded by Mr. Ready, unan. to appoint the precinct workers as recommended by the Town Clerk.

Mr. Lynch reported that insurance costs are going up quickly, and he would like to reactivate the Insurance Advisory Committee, with reps from the Personnel Board (employee rep), police and fire unions, highway/cemetery union, Town Hall clerical union, teachers union, school administrators' union, school custodial union, and one rep from the school nurses, aides and food services unions. The committee would also include Mr. Lynch, the Town Accountant and the Personnel Director to work with the insurance consultant, and would be a purely advisory committee. Motion by Miss Towle, seconded by Mr. Ready, to establish this committee. Mr. Johnson abstained since he is in the insurance business.

Library Trustees and Bldg. Comm. re Ballot Questions The Board then met with Susan Cantin of the Library Trustees and David McLachlan of the Library Building Needs Committee to discuss the two questions they would like placed on the April ballot. Mrs. Cantin told the Board reasons they need the additional space - the Adams library is 100 years old, it would cost \$200,000 to bring it up to code, there is a problem having 3 separate buildings and it is not handicapped accessible, as required by law. Mr. McLachlan said that the Building Needs Committee has been looking for a site for a new building, and found that there is not much available. It seems most feasible to add onto the existing library, and try to acquire the Tevlin property. They have been interviewing architects. He showed a sketch of the initial stage, noting that they will create parking for 100 cars on the site of the present Children's House. Mr. Ready commented that the Traffic and Safety Committee is pleased with the traffic pattern. He showed a sketch of the floor plan, noting that it could be added on over the next 50 years. The second floor would contain a children's library and a program room. The estimated cost is \$3.5 - 4 million which they want to exempt from Prop. 2½. The bonding would add to

the tax rate at a rate of \$75 - \$100 per house, based on an average Library assessment of \$150 - \$200,000. This would be for a 10 year period. Ballot Mr. McLachlan said they are pursuing state funding and Mr. Ready asked Questions if the School Dept. could also look into this. Mr. Johnson, member cont'd of the committee, said that they had looked at the Center School site but the School Committee now wants to keep this as a school. Mr. Ready said that the Town also wants to maintain Adams Library as a public building. Mr. Lynch said he feels they need a \$ value before they put the question on the ballot. All 3 Board members agreed.

James McBride, Conservation Commission Chairman, spoke with the Board, Conserv. an saying he wanted to defend the accusations when they allowed the Sewer Sewer Commission to dump at the North Chelmsford reservation. The Conserva- Commission tion Commission wants control of all fill coming out. Mr. Emerson and re Aspha fellow Sewer Commissioner Barry Balan had asked for possible sites for Dumping dumping and the Commission had a large site on Swain Road. They asked for a contract and when finished, the area would be loamed and seeded. They contacted the abutters, sent out notices and held a hearing. The charge in the newspaper that they were "playing ball" with the Sewer Commission and then allowing the dumping of hazardous waste was unfounded. The Sewer Commission will not be dumping truckloads of hot-top, which is not considered hazardous waste, but is not used as fill because it can't be compacted properly. The site is within 100 feet of a wetlands but the Conservation Commission granted permission to fill. The area is a mess now but will not be when finished. Mr. Johnson said that they don't have to defend the Commission in the future - the Board knows they are doing everything in the best interest of the Community.

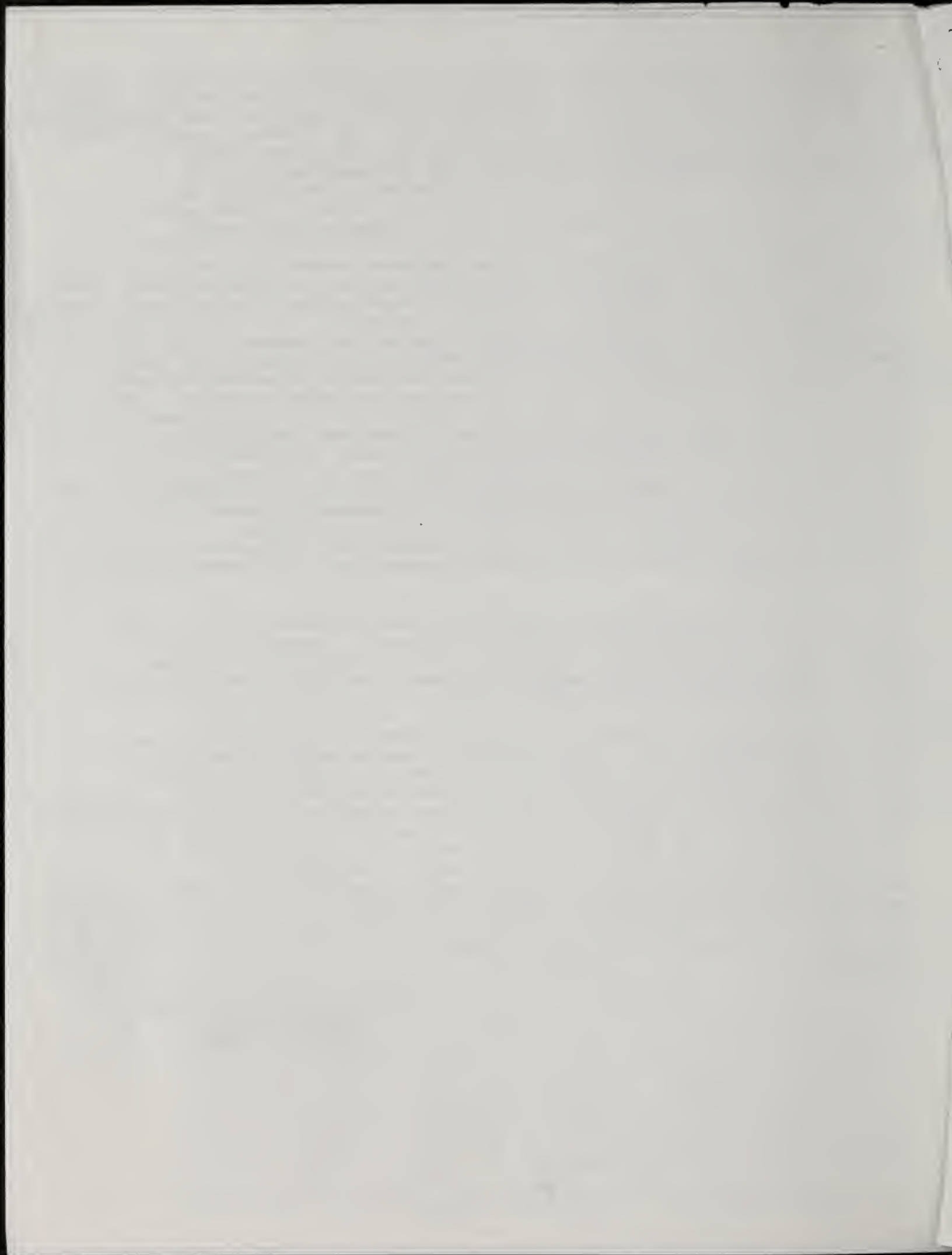
Mr. Balan explained the Sewer Commission's role in the project - they will require the contractors to remove any asphalt material in the spring. He cited the Lowell Sun article on Jan. 21 saying that the Town allowed the dumping of asphalt, and noted that the Sewer Commission had any intention of misleading residents.

Under New Business the Board discussed the budget as prepared by the Executive Secretary. Mr. Ready noted that the Cable TV budget was level-funded, and said he thought we had agreed to give them whatever we received from Lowell Cable. The Ex. Sec. will look into this. Mr. Ready asked if the Dog Pound and Council on Aging building budgets should come under Public Buildings maintenance. The Ex. Sec. said that this is recommended by the Bennett and Shaw report, but that he wants it to stay as presented for now, and will work on consolidation. Motion by Mr. Ready, seconded by Miss Towle, unan. to authorize Mr. Lynch to present his budgets to the Finance Committee.

At 8:27 p.m. motion by Mr. Ready, seconded by Miss Towle, unan. to adjourn.

For the Board of Selectmen, by

Judith E. Carter



RECEIVED
FEB 11 1988
REGULAR MEETING OF THE BOARD OF SELECTMEN
FEBRUARY 8, 1988

MEMBERS PRESENT: Mr. Blomgren, Mr. Johnson, Ms. Towle, Mr. Ready, and Mr. Emerson. Mr. Lynch, Executive Secretary was also present.

OPEN SESSION: Phyllis Schartner of Thorndike, Maine was present requesting permission to sell shrimp at Spiro's parking lot on Littleton Road. She has been selling shrimp in Acton for the last two years. She would like to sell shrimp once a week in Chelmsford until the end of March from 9:30 A.M - 5:00 P.M. The Board of Health has inspected the truck. Ms. Schartner stated that she has also spoken with the Police. Mr. Johnson stated that this request would be voted on in regular session.

CALL TO ORDER: Mr. Blomgren called the meeting to order at 7:30 P.M.

Mr. Johnson made a motion to approve the request of Phyllis Schartner to sell shrimp subject to Mr. Lynch contacting the Town of Acton to inquire as to any complaints in the last two years, 2nd Ms. Towle, unanimous.

APPROVAL OF MINUTES: Mr. Johnson made a motion to approve the minutes of January 25, 1988, 2nd Ms. Towle, unanimous.

7:35 P.M. - SEWER COMMISSION UPDATE - Mr. Balan gave an update of the sewer projects to date. He then presented the BOS with a plaque for the groundbreaking ceremony held at the Southwell Pumping Station.

REPORTS - MS. TOWLE - Ms. Towle stated that she will be running for re-election.

PROCLAMATION: Mr. Johnson made a motion to accept the proclamation of National Patriotism Week, 2nd Ms. Towle, unanimous.

REPORTS - MR. LYNCH - The BOS has received a letter of resignation from Laurie Mulawski of the Handicapped Commission. Mr. Lynch will advertise this vacancy.

REPORTS - MR. LYNCH - He has been working with Robert Deletetsky, Building Superintendent on various project. On such project is to the have Town Offices painted. This will be done through the Sheriff's Department using some work-release prisoners. The cost to the Town will be a few thousand dollars for the paint, staging and supplying food for the prisoners. The savings to the Town will be enormous. Mr. Johnson made a motion to support the recommendation of Mr. Lynch to utilize the Sheriff's Department, 2nd Ms. Towle, unanimous. Mr. Emerson stated that Mr. Deletetsky deserves a great deal of credit in initiating this process.

NEW BUSINESS - MR. BLOMGREN - RE: ACCESS ROAD FOR APOLLO COMPUTERS - Mr. Blomgren stated that several months ago the BOS made a decision regarding the maintenance and plowing of the access road. Mr. Blomgren stated that the BOS had received a letter from Fire Cpt. Galloway. Mr. Johnson made a motion to send the letter to Apollo Computers and Tambone Construction with the 5 recommendations that Cpt. Galloway outlined and ask that they follow the recommendations. Steve Lyons of Apollo was present and stated that he was under the impression that the Town was to plow the access road. Mr. Blomgren stated that the developer was to maintain the road. Mr. Johnson stated that when he was with the Planning Board, it was determined that the maintenance was to be through the developer. Mr. Johnson made a motion to have Mr. Lynch redraft the letter and forward same to Tambone and Apollo and request input from both for the next meeting, 2nd Ms. Towle, unanimous.

NEW BUSINESS - HIGHWAY DEPARTMENT - Mr. Lynch stated that there is a foreman vacancy. Mr. Lynch and Mr. Crory have been working together to improve control over the work crews. In doing so, they have suggested 3 foremen and have a crew of 6 or 7 workers under each foreman. Mr. Emerson made a motion to support the creation of a third foreman position, 2nd Ms. Towle, unanimous. Mr. Johnson asked what the bottom line cost would be. Mr. Lynch stated that short-term would be nothing due to the new Superintendent's pay being less than Mr. Gray's pay and the new foremen will be paid less than the current foreman. Mr. Emerson amended the motion to make the position a provisional appointment for 1 year for a three work crew foreman then evaluated by Mr. Lynch and Mr. Crory, 2nd Ms. Towle, unanimous.

DEPARTMENT OF PUBLIC WORKS STUDY - KENNEDY SHAW - The BOS had received a feasibility study for a consolidation of Public Works Departments. The report came as a result of grant funding that allowed Bennett & Shaw to look at some of the operations in Town. Mr. Shaw had a preliminary report to enable the BOS and others in the Community to examine the findings and recommendations and make comments to Bennett & Shaw to be incorporated into the final document. Mr. Shaw read the preliminary report. A copy of the preliminary report is incorporated herein and made a part hereof. Mr. Lynch will get reports to the Department Heads. Mr. Shaw feels that what is being recommended will be a savings to the Town. Mr. Shaw feels that there are serious problems in the Town that everyone is going to have to face. Mr. Lynch will forward a copy of the preliminary report to all parties. It was requested that any comments be forwarded to Mr. Shaw by mid-March.

BID AWARDS - PWED - Mr. Johnson made a motion to approve the recommendation of Vannasse, Hangen, Brustlin to award to Middlesex Paving in the amount of \$792,291.50, 2nd Mr. Emerson, unanimous.

APPOINTMENTS:

Mr. Johnson made a motion to appoint Sandra F. Stewich, 21 Footpath Road to the Cultural Council, 2nd Mr. Emerson, unanimous.

Mr. Johnson made a motion to appoint Robert Crowley, 11 Churchill Road, to the Recreation Commission, 2nd Mr. Emerson, unanimous.

TRAFFIC & SAFETY COMMITTEE:

Mr. Johnson made a motion to approve the recommendation of Traffic & Safety to make a parking restriction on Emerson Avenue, 2nd Mr. Emerson, unanimous.

Mr. Ready asked for a hold on the Rivermeadow Drive request for a change from a one way to two way.

Mr. Blomgren stated that there was another accident on Dalton Road and Stedman Street. Mr. Blomgren asked for the Board's support in asking Traffic and Safety to make this area a 4-way stop. Mr. Lynch stated that this is in the process of being done. Mr. Johnson made a motion to send a letter to Michael Crory, Highway Supt., requesting to prioritize this matter regarding signage, stripping, etc., and fix the sign pointing to Subway Avenue, 2nd Mr. Emerson, unanimous.

LAND ACCEPTANCE - HARVEY BIRD SANCTUARY - Mr. Johnson made a motion to forward the letter from the Conservation Commission to Town Counsel for advice on acceptance for next meeting, 2nd Mr. Emerson, unanimous.

NEW BUSINESS - MR. READY - RE: Letter from Atty. Joseph B. Shanahan that under Chapter 61 the Town has right of first refusal on the Concord Road property proposed by Russell Mill Pond Realty Trust. Mr. Ready made a motion to set up a Special Town Meeting the first week of Annual Town Meeting, 2nd Mr. Emerson, unanimous. Town Counsel will determine the amount of the amount.

NEW BUSINESS - MR. EMERSON - The new light has been installed in Central Square, however, the crosswalk paint is very faded. Mr. Emerson requested that the Highway Department make the repainting of the crosswalk a top priority. Also ask the Highway Supt. for recommendations on changing the type of paint. Mr. Ready stated that the location of the two crosswalks are in the safest spots.

NEW BUSINESS - MR. BLOMGREN - Asked Mr. Lynch for an update on collective bargaining with the Police and Fire Unions. Mr. Lynch stated that he has been meeting with Labor Counsel and the Unions developing the list of items for negotiations and doing the necessary financial work in terms of offer. Labor Counsel is in the process of contacting both Unions and hopes to begin negotiations within the next 2 weeks. Hopefully negotiations will be complete by Town Meeting. Mr. Ready stated that historically the BOS has been accused of waiting until the last minute before Town Meeting, which is not the case. Mr. Ready made a motion to have Mr. Lynch keep the Finance Committee up to date, 2nd Mr. Johnson, unanimous. Mr. Blomgren stated that this has been a matter of practice.

9:25 MOTION TO ADJOURN - Mr. Johnson made a motion to adjourn, 2nd Mr. Emerson, unanimous.

For the Board of Selectmen

Beth A. Cutrumbes

Bennett & SHAW

MANAGEMENT CONSULTANTS

132 Lincoln Street, Boston, Massachusetts 02111 (617) 423-0085

PRELIMINARY

FEASIBILITY STUDY OF A CONSOLIDATED
PUBLIC WORKS DEPARTMENT FOR
THE TOWN OF CHELMSFORD, MASSACHUSETTS

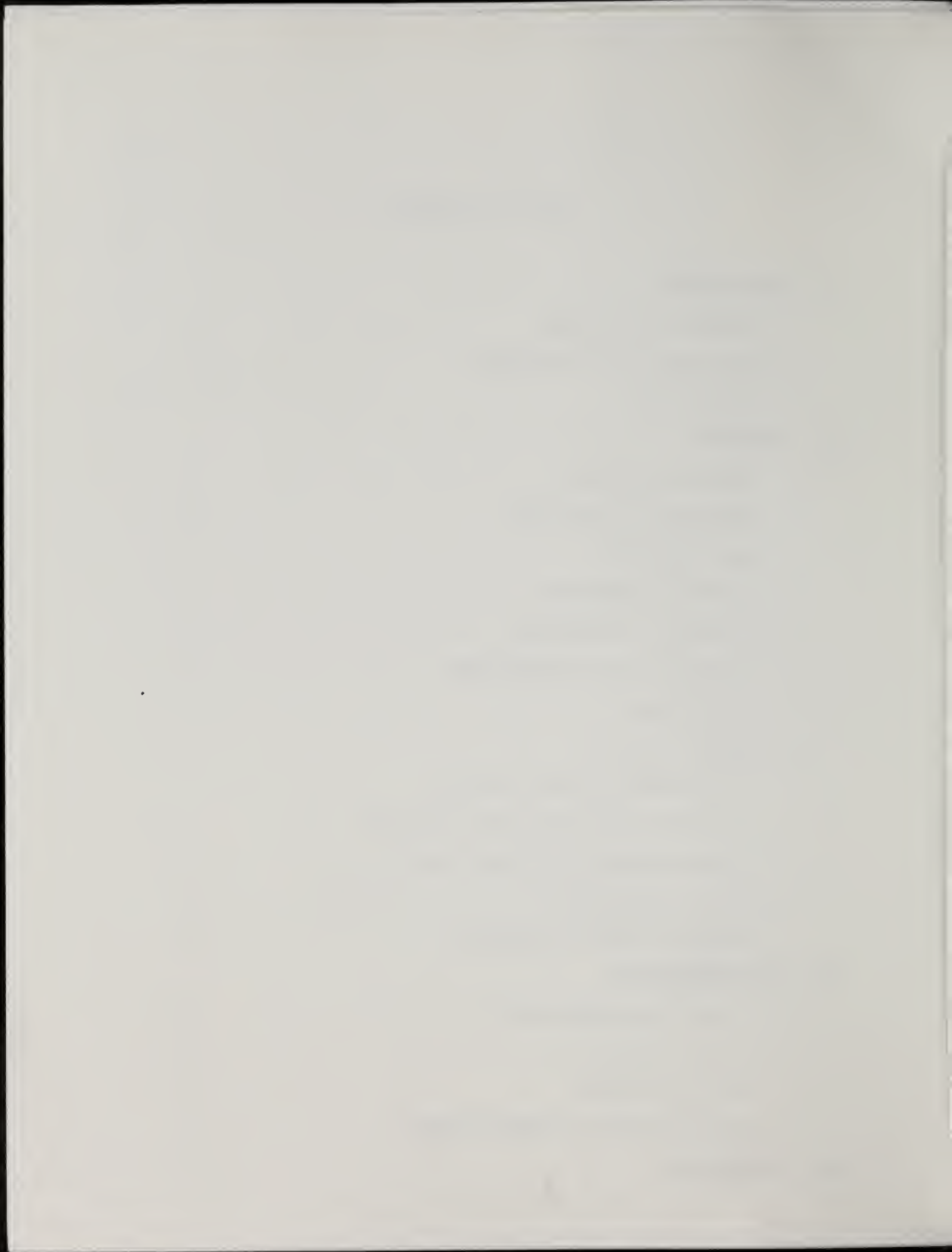
This report was made possible
by a grant from the Massachusetts
Executive Offices of Community and Development

PARTNERS • Richard T. Bennett • Kennedy Shaw • Peter F. Boyer
SENIOR ASSOCIATES • Eleanor O. Eaton • Marilyn Bannister
Barbara Thornton • Suzanne Graves • McMahon



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FEASIBILITY STUDY OF A CONSOLIDATED
PUBLIC WORKS DEPARTMENT FOR
THE TOWN OF CHELMSFORD, MASSACHUSETTS

I. INTRODUCTION

A. Background of Study

Approximately ten years ago, the town commissioned a study of its public works operations to determine if they should be consolidated into a single agency. At that time, the consultant recommended that the town not proceed with the consolidation until such time as the sewer lines had been installed and placed into operation.

Since that time, the town has been increasingly concerned about water quality and refuse disposal questions. In addition, the sewer lines are currently being installed. The selectmen came to the conclusion that it was time to re-examine the question of consolidating the public works activities of the town. The town obtained an EOCD grant in 1987 to employ a consultant to make the study.

B. Description of Chelmsford

Chelmsford, with a population of approximately 32,000, is located on the northwestern edge of the Boston metropolitan area close to the City of Lowell and the New Hampshire border. The town has a total area of 22.96 square miles and the 1980 census showed 9,588 households. The 1983 per capita income is shown as \$12,767.

The community is governed by the Town Meeting - Board of Selectmen form of government. The town has created the position of executive secretary to assist the selectmen in carrying out their executive functions.

The public works functions of the town are performed by a wide variety of agencies including three independent water districts; an independent sewer commission; independent cemetery, park and recreation commissions; a separately elected Tree Warden; and two departments that report to the board of selectmen - highways and engineering. Refuse is collected and disposed of by a private contractor and sewage treatment will be handled under a contract with the City of Lowell.

THE UNIVERSITY OF CHICAGO
THE DIVISION OF THE PHYSICAL SCIENCES
DEPARTMENT OF CHEMISTRY

REPORT OF THE
COMMISSIONER OF THE
BUREAU OF CHEMISTRY
FOR THE YEAR 1900

BY
J. H. MANNING
CHIEF OF BUREAU

CHICAGO
THE UNIVERSITY OF CHICAGO PRESS
1901

C. Methodology

Bennett & Shaw, Inc. used a three member consulting team on the consulting engagement led by Mr. Kennedy Shaw, the president of the firm with a background in municipal management. He was joined in the project by Mr. Richard Brown with a background in municipal management and by Mr. Hamer Clarke who has served as a municipal engineer and public works director. Copies of the resumes of the team members are attached as Appendix A.

The consulting team interviewed over twenty-five Chelmsford officials in order to obtain a picture of the present public works operations of the town and identify problems needing attention. (See Appendix B for a list of the individuals interviewed.) In addition, the consultants visited the various town public works facilities, examined financial records, plans, reports, contracts and annual reports.

Following the interview and research stages, the consulting team evaluated their findings and prepared this preliminary report for the board of selectmen. After the selectmen have the opportunity to study the report, we will schedule a meeting to discuss the report with them to ensure that all of the town's concerns have been addressed. The consultants will then make any necessary changes and deliver a final report to the selectmen.

II. FINDINGS

A. Highway Department

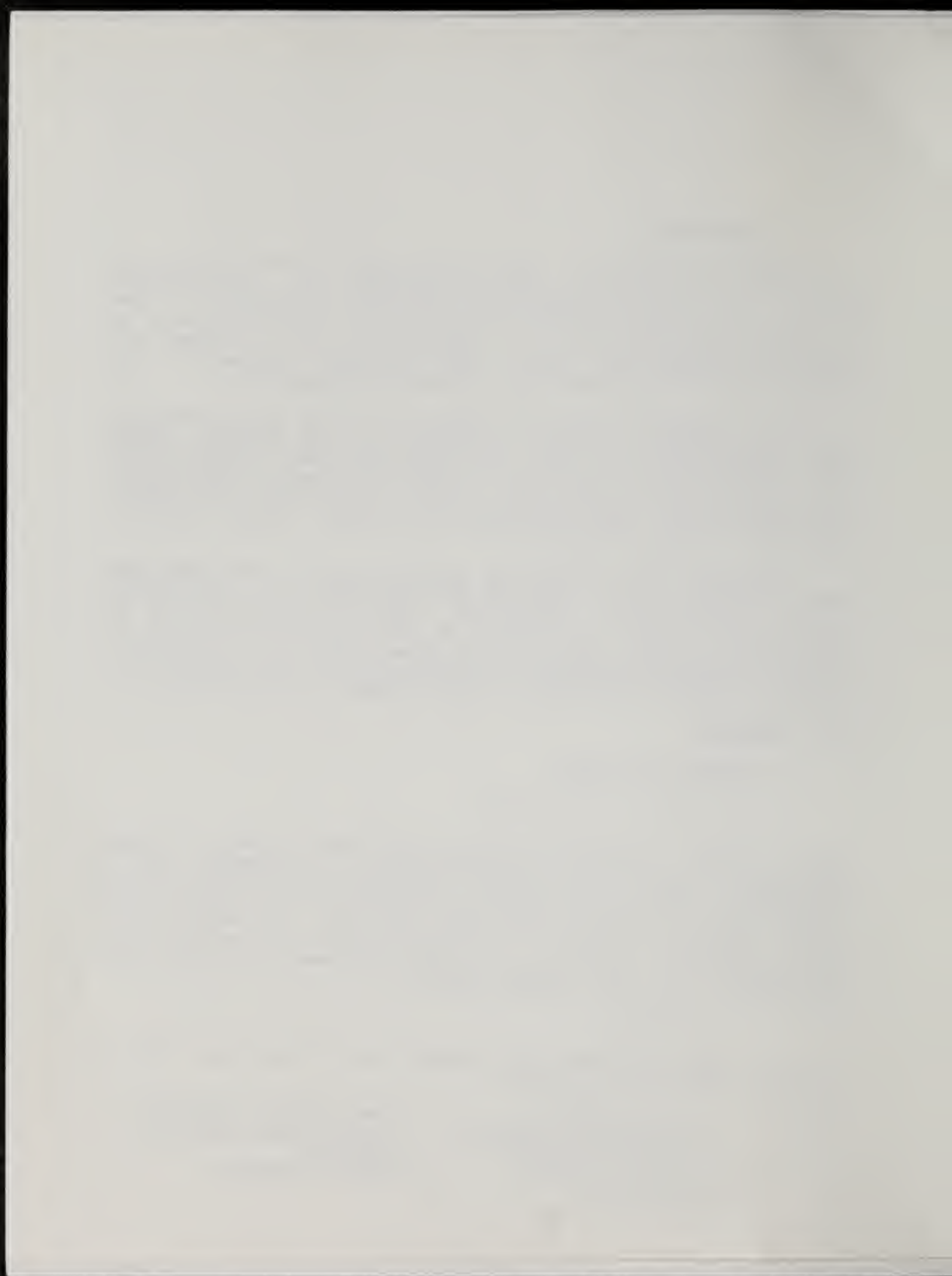
1. General Description

The town has in excess of 300 miles of public roadways and 30 miles of sidewalks. The department is responsible for the traditional highway functions including street repairs and re-surfacing, snow plowing, sanding and salting, street signs, guard rails, painting traffic lines and cross walks, cleaning of culverts and brook easements, cleaning and repairing catch-basins, street sweeping, installation of small drainage facilities and the issuance of street opening permits.

2. Staffing

The department is staffed by 20 full-time and two seasonal employees as follows:

1 Superintendent	4 Heavy Equip. Operators
1 Clerk/Office Manager	7 Truck Drivers/Laborers
2 General Foremen	2 Laborers
1 Grader Operator	2 Summer Laborers
2 Mechanics	



Given the size of the town and the miles of public streets, the staff is small and Chelmsford has augmented the department with contractual services for street sweeping, catch-basin cleaning, sanding and salting, and snow plowing.

The department lost 16 personnel because of the cut-backs under Proposition 2 1/2 plus an additional 20 people when the town contracted for refuse collection.

3. Highway Garage

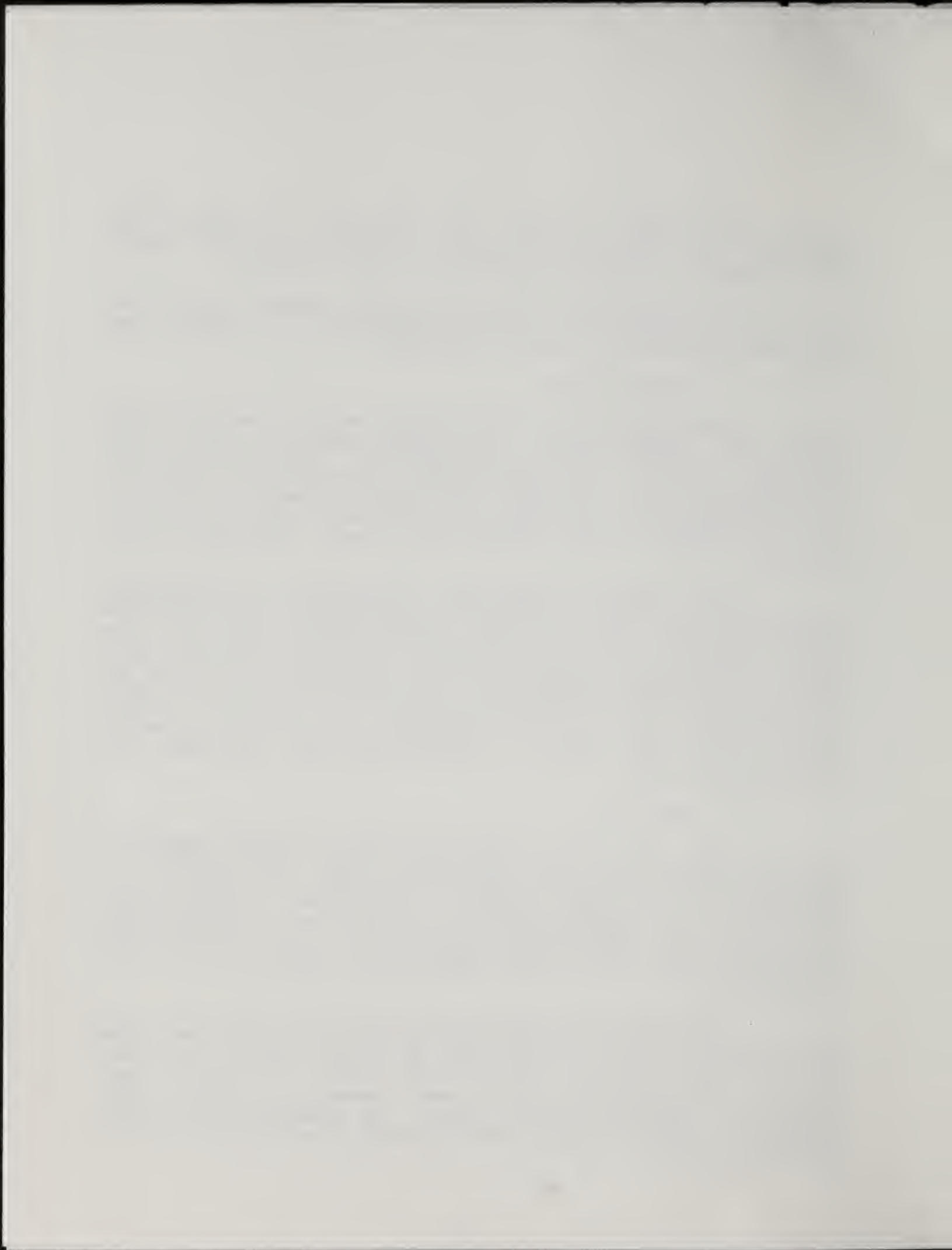
The present site of the highway garage is ample for its current and future needs. It provides adequate space for the buildings as well as equipment and material storage. While not centrally located, it is located near two good access routes to the remainder of the community. The largest drawback to the site is the location of its drainage run-off which leads directly to the brook feeding the well field of the North Chelmsford Water District.

The highway department buildings are marginally adequate for the current needs of the department. The heated area of the garage is small and several of the garage doors are not energy efficient. The administrative area was created out of a portion of the heated garage area and as a result it is noisy and subject to frequent interruptions. The office area is too small to accommodate the two general foremen who are housed in a nearby trailer. One large piece of equipment can tie up the entire vehicle repair area. There is insufficient space available for storing repair parts.

4. Equipment

The town has an effective Capital Planning Committee, and as a result of the five year capital budget, the department's equipment has been upgraded. During the current fiscal year, the department is receiving funding in the amount of \$249,000 for trucks, sanders, a paving machine, a sweeper and other equipment. As a result, the departmental equipment is in good condition and relatively new. A list of the departmental equipment is attached as Appendix B.

The town relies heavily on outside contractors for snow plowing as well as sanding and salting. It has 16 town road plows and 2 sidewalk plows while renting 46 outside vehicles for plowing. The total number of plows is adequate but the ratio of town-owned to rented equipment is too low.. Under the present fractionalized approach to public works, the department is not in a position to draw on manpower and equipment from other town public works agencies.



B. Engineering Department

1. Description

The engineering department is responsible for a variety of engineering and related functions including reviewing subdivision and site plans; monitoring subdivision construction work; design and inspection of street, recreation and drainage improvements; updating the street index map; and the overseeing of the town-wide drainage plan.

2. Staffing

The three year old department is staffed by an engineer, an assistant engineer and a part-time clerk. The limited staff of the department makes it difficult for the department to adequately inspect subdivision improvements being installed based on Planning Board approvals. This means that the work could sometimes be of uncertain quality and as-built engineering plans could contain erroneous information.

3. Facilities and Equipment

The three person engineering staff is housed in one small room on the second floor of the town hall. The storage space for plans and drawings is inadequate as is space for laying out and working on drawings. There is no private office to allow the engineer to meet with developers or other visitors to discuss problems.

The engineer currently makes limited use of a computer for drainage designs, calculations and spreadsheet applications. The equipment is not being used for computer-aided mapping work or for database operations such as cross indexing of plans.

In spite of the space problems in the engineering office, engineering plans are not microfilmed. Furthermore, if there was to be serious fire or water damage, the town could face the expense of replacing valuable engineering drawings because of the lack of microfilmed backup copies.

C. Park Department

1. Description

The park department is headed by the three elected Park Commissioners serving for three year overlapping terms. The department is responsible for maintaining 19 park areas in eight locations including the downtown common and the town hall. The work is almost entirely limited to mowing.



2. Staffing

The staffing of the department is limited to one full-time person - the Superintendent. The budget allows for some part-time summer help but the hourly rate is not competitive with other employers. This has prevented the department from doing much weeding or repairing of damaged fields and facilities.

3. Equipment

The department relies on small and medium size mowing equipment rather than having access to large mowers to help offset the shortage of staff. The superintendent does not have a radio in his vehicle to help coordinate his operations with other town departments.

D. Cemetery Department

1. Description

The cemetery department is headed by three commissioner elected for three year overlapping terms. It is responsible for maintaining two major cemeteries and several smaller areas totaling 63 acres. The department oversees trust funds for perpetual care, sell lots, prepares lots for internment and maintains the grounds.

2. Staffing

The department has five full-time employees including the superintendent and two part-time people. Based on the condition and appearance of the cemeteries, we believe that the department is sufficiently staffed to carry out its functions.

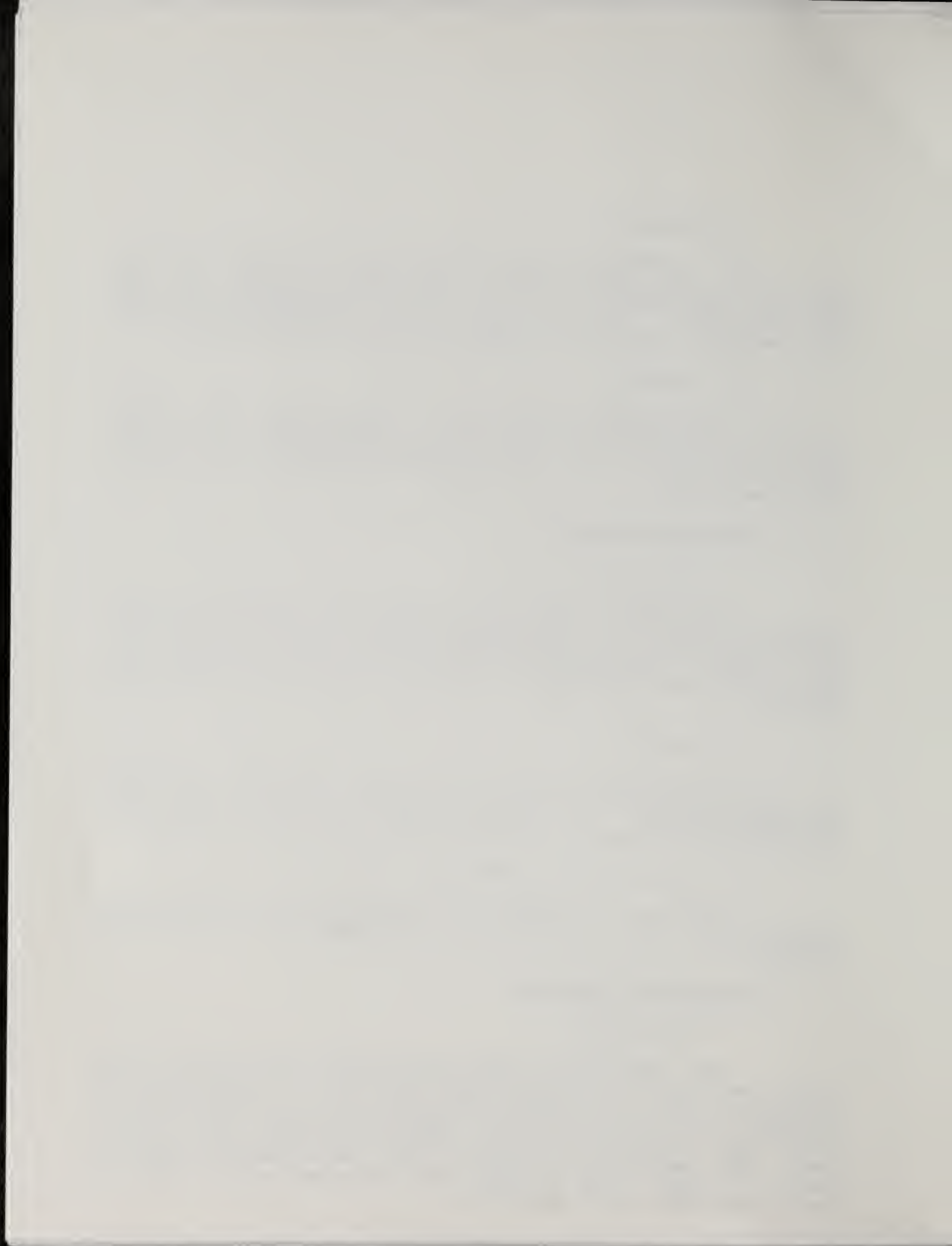
3. Facilities and Equipment

Additional equipment and garage space is not necessary at this time. Pine Ridge Cemetery is equipped with an irrigation system.

E. Recreation Department

1. Description

The department schedules an active recreation program in 23 town-owned locations totaling 27 acres. In addition, the department utilizes 20 school-owned areas with a combined area of 28 acres. Most of the areas are grassed. The department reported 6,000 hours of scheduled use by 2,500 participants over the last year. The department estimates that the recreation areas may receive an equal amount of usage on an informal basis by business and neighborhood athletic groups.



2. Staffing

In spite of the heavy recreation program, the department does not have any full-time staff. Some mowing work is performed on an "as available" basis by the one person Park Department. The school maintenance personnel keep up the school recreation facilities during the school year but they do not regularly maintain the areas during the summer months or non athletic seasons.

In spite of the heavy demands on the facilities by the recreation department, neither the recreation or park departments are staffed to maintain the facilities. As a result the department has to rely on the users by coordinating the volunteer lining and mowing of the recreational areas. However, volunteers are generally not effective in maintaining fields after the particular seasonal recreational activities are completed nor can they be expected to take care of problems caused by vandalism or heavy use.

3. Facilities and Equipment

The department has no maintenance equipment nor does it have a facility in which it could be housed. The park department facility is too small and its equipment too limited to allow it to be of any real assistance to the recreation department.

As a consequence of the demand for recreation programs, the town is currently constructing two new baseball fields in North Chelmsford. Design review of new recreation facilities has not always been adequate in order to insure that they are not labor intensive, considering the heavy reliance on volunteers, and that large equipment has easy access.

F. Public Buildings Department

1. Description

The public buildings department is responsible for the custodial care and repairs for three town buildings - the town hall, the old town hall and the dog pound. The police, fire and senior citizen buildings are taken care of by the respective department heads. Therefore, there is nobody responsible for taking a comprehensive view of municipal building maintenance and repair nor is there a work-order system in place to enable the town to effectively to control and budget for the repair and upkeep of municipal buildings.

2. Staffing

The department is another example of the one person agencies in the town. It was headed by a dedicated individual who had previously retired from a non-municipal position. He was paid on a part-time basis and worked full-time. Upon his recent "second retirement", the town recently hired a full-time person who had been employed in the Chelmsford school department.

G. Tree Warden

1. Description

This is an elected position responsible for the maintenance of town trees and for replacement or planting of trees.

2. Staffing

The individual is paid on the basis of a part-time position. Since he has other full-time employment, he can only be contacted by leaving a message. Because of limited availability, he is only able to handle the removal of dead and dangerous trees and, if time permits, the trimming of dangerous limbs. There is no program for pruning trees on a regular basis or for developing a tree replacement or planting program.

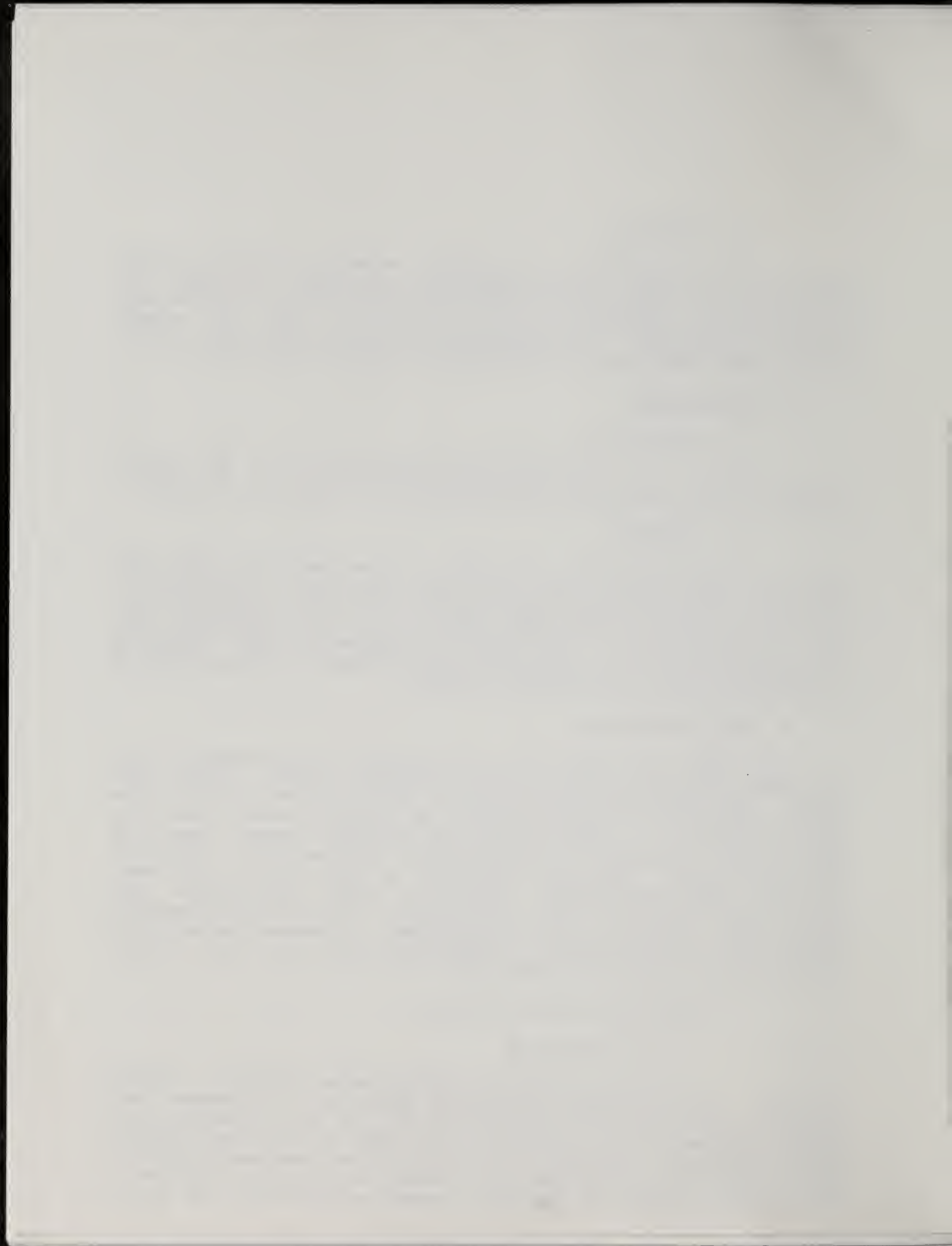
H. Water Districts

The town of Chelmsford is served by three separate and autonomous water districts - the Chelmsford (Center) Water District, the North Water District and the East Water District. The three districts have broad powers to acquire land; construct dams, reservoirs, storage tanks and buildings; assess taxes; set water rates; collect and borrow money; hire and fire employees and set wages. They are governed by open district meetings, similar to the town meeting, which act as the legislative body and by three elected water commissioners, acting as the executive body. The districts were established by separate acts of the legislature for the purpose of supplying water and fire protection in their respective districts.

1. Chelmsford Water District

(a) Description

The Chelmsford or Central Water District, founded in 1913, is the largest of the three districts. It serves 7,400 accounts. The water is supplied from 17 wells located in 11 sites. Customers are charged at a flat rate of \$1.50 per thousand gallons plus the town pays a rent of \$50 per year per hydrant to the district for fire protection. Based on a hypothetical family of 3.5 people using 115 gallons of water per day each, the annual



charge under the current water rates would be \$220. The rate structure encourages water conservation. Meters are read and bills sent out on a quarterly basis.

The district paid a total in debt service for this fiscal year of \$120,682. They have a total in debt remaining of \$120,000 from loans taken out in 1970 and 1975. Those loans will be paid off by 1990. The debt figures do not include figures for the new \$2,300,000 water tank since the bonds have not yet been sold.

The new six million gallon storage tank when added to the existing six tanks or reservoirs, will give the district a total reserve capacity of 16 million gallons. Ten of the wells have stand-by power. The district is currently exploring additional well sites near the Carlisle line. It has backup interconnects with the other two districts but because of the higher pressures in the central water system, the district can only provide water and not receive it unless a pumping station were built in both cases. Therefore at the present time the central district does not have any sources for backup water.

(b) Staffing

The district has 17 full-time personnel including the following:

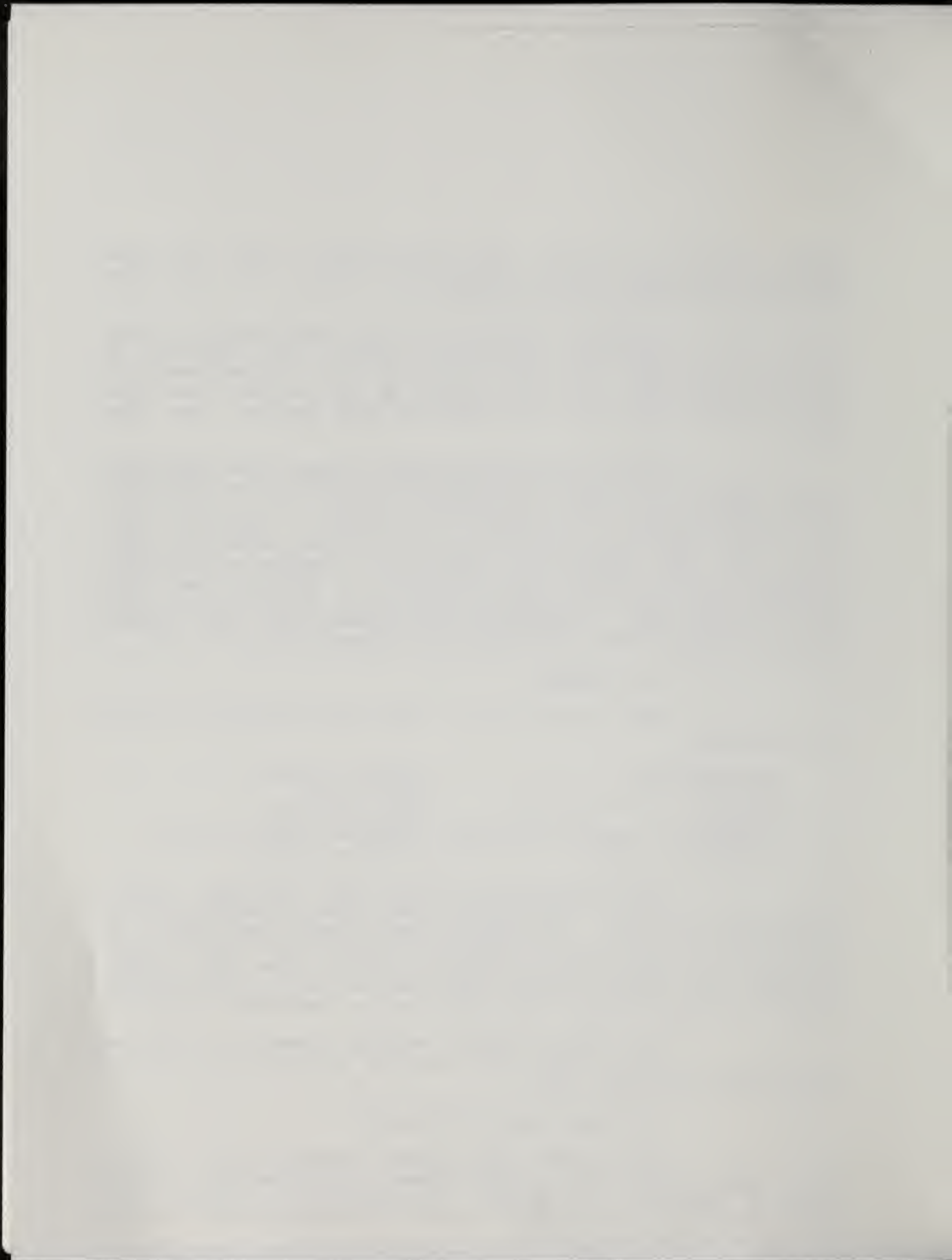
Superintendent	2 meter readers
Assistant Superintendent	Yard Clerk
Foreman	Office Manager
2 Equipment Operator/Laborers	Assistant Office Manager
4 General Laborers	3 Office Clerks

The administrative staff handle billings, collections, new accounts, complaints and other financial and administrative matters. The current superintendent has been in office for 12 years and has worked for the district for 27 years. He is presently receiving a salary of \$39,570. The water commissioners each receive \$300 per year plus \$1,700 for the chairman, \$6,500 for the treasurer and \$2,000 for the assistant treasurer.

The district has an on-going program to replace old meters and install outside reading devices in order to cut down on meter reading time.

(c) Facilities and Equipment

The district has a garage complex located off Mill Road which houses vehicles and equipment and serves as a storage area for materials and supplies. In addition, the district rents office space in the town hall to house its administrative offices at a cost of \$250 per month.



The district owns two dump trucks, two tool body trucks, four pick-up trucks and a sedan. All the vehicles are radio equipped but they are on a different frequency from the highway department or the other water district vehicles.

(d) General Comments

The district has an active back flow prevention program under way that is 95% completed. No study has been done regarding the future impact on water usage after the sewer lines are completed. The district does not anticipate any significant increase in usage in the next few years although the experience of other municipalities that have installed sewer lines suggests otherwise.

The district does not have an up to date plan for long term improvements and it does not have an adequate capital budget program. The last financial audit of the district was done for the fiscal year 1986 and covered a four year period. The commissioners are now budgeting funds for an annual audit by an outside auditing firm. The district purchased a Wang computer for billing purposes and it is entering into an agreement with the sewer commission to produce future sewer bills which will be based on water consumption.

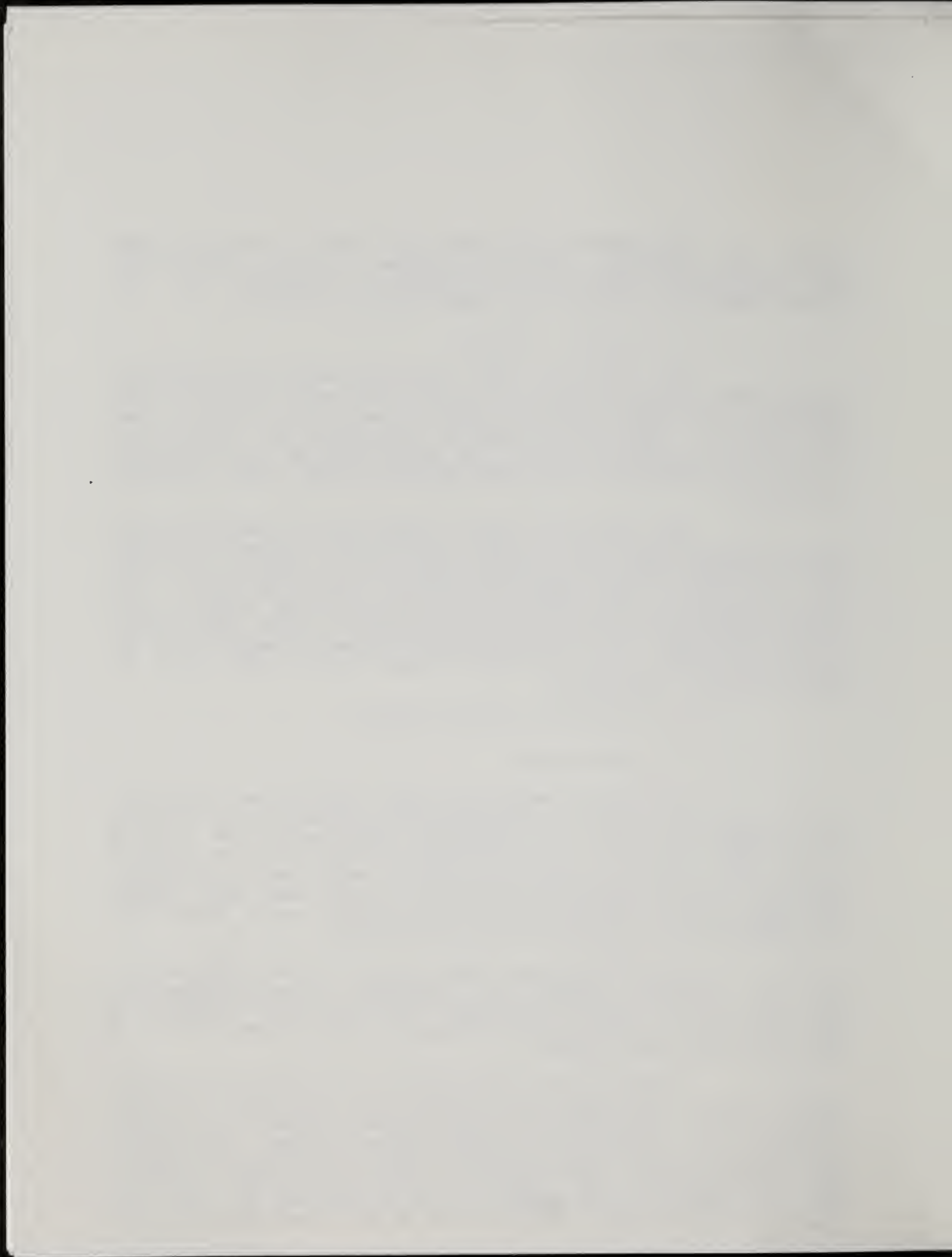
2. North Chelmsford Water District

(a) Description

The North Chelmsford Water District was originally formed as a fire district to provide for the industrial fire and water needs of the mills and industrial concerns in that portion of the town. It evolved into the present water district that now serves 2,100 accounts, several hundred of which are in Tyngsboro. Tyngsboro has now formed its own water district and will obtain its water from the City of Lowell which will result in the loss of the Tyngsboro customers in the near future.

The district has four wells, all of which are in the same aquifer, leaving it vulnerable to any problems that might develop in that water source. It is presently looking for new well sites. There is an emergency water connection to the City of Lowell water system.

The district charges \$50 for the first 30,000 gallons of water a year plus a \$1.00 per thousand gallons in excess of the 30,000. In the case of a hypothetical family of 3.5 people utilizing 115 gallons of water per person per day, the charges for water for a year would be \$167. The district has a separate rate for industrial and commercial users which comes to \$35 per unit per quarter and provides up to 30,000 gallons of water per quarter. Excess usage is billed at \$1.50 per thousand gallons and



the meters are read and bills sent quarterly. The town pays \$20,000 per year for hydrant rentals. Meters are read once a year and bills sent out twice a year.

The district paid \$19,000 for debt service during the last fiscal year and had a total balance of debt remaining as of June 30, 1986 of \$138,000 based on loans taken out in 1969, 1981 and 1984.

(b) Staffing

The district employs 5 full-time people - the superintendent, a backhoe operator and three laborers. In addition, it employs a part-time clerk/treasurer in the office to put out bills, collect moneys and handle complaints. The superintendent receives a salary of \$31,500 and each of the commissioners receives \$700 per year. The clerk/treasurer receives a salary of \$9,000 per year. The superintendent has been with the district for six years and has been in his current position for three years. The district does not have a meter replacement program but it is requiring outside reading devices for all new installations in order to reduce meter reading time.

(c) Equipment and Facilities

The district has a garage and storage yard located on Washington Street. It has two dump trucks, 3 pick-up trucks and a backhoe. Vehicles are radio equipped but it is not the same frequency as the highway department or the other two water districts.

(d) General Comments

The district does not have a formal long range plan for future improvements or an adequate capital budget. It has not examined the potential impact on water usage of the sewer installation and is not anticipating increased water demand. The latest financial audit was performed for the last fiscal year. There is no firm policy on the part of the district regarding an annual audit by an outside auditing firm.

3. East Chelmsford Water District

(a) Description

The East Water District is the smallest of the three districts and serves 500 accounts. It was started about 55 years ago. It obtains its water from two wells in the same location and one of the wells dates back to 1965. The district has one standpipe with a storage capacity of 250,000 gallons. Maximum output ranges from 300,000 to 350,000 gallons per day and daily usage runs from 190,000 to 300,000 gallons. The district anticipates that it will add 200 accounts in the next two years.

THE UNIVERSITY OF CHICAGO

PHYSICS DEPARTMENT

PHYS 321

LECTURE 1

MECHANICS

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The district has an emergency connection with the Center District in case of large fire demands and it also has a contract with the Center District to provide sprinkler lines for industrial firms. The district is building a new 12 inch main to connect with the City of Lowell system and it anticipates contracting with Lowell to obtain water in the future.

The East District paid a total in debt service during the last fiscal year of \$30,551 and had a balance in debt remaining as of June 30, 1986 of \$109,400 based on loans taken out in 1972 and 1976. These figures do not include the cost of the new 12 inch water main to Lowell.

The district reads the meters once a year and bills are prepared manually and sent out on a quarterly basis. The residential water rates are charged on a three tier basis shown below plus \$1.00 per thousand gallons above the minimum:

<u>Annual Minimum</u>	<u>Annual Charge</u>	<u>Unit Charge</u>
30,000 gallons	\$126 minimum	\$4.20/gal
60,000 gallons	\$138 minimum	\$2.30/gal
130,000 gallons	\$156 minimum	\$1.20/gal

If the average person uses 115 gallons of water per day and we assume a family size of 3.5, the household would use 147,000 gallons of water a year which would result in a water bill of \$173 per year. The water rate structure tends to favor the high water user rather than fostering conservation.

The district also has a sprinkler rate for industrial firms and in the case of industrial and commercial users the meters are read and billed quarterly on the basis of a \$50 minimum and \$2.00 per thousand gallons.

The town pays \$7,000 per year to the district for hydrant rental which works out to about \$56 per hydrant.

(b) Staffing

The district has two part-time employees, the superintendent and the clerk/treasurer who performs the same services for the North District on a part-time basis. The superintendent employs off-duty employees from the North District and the Billerica Water Department on an as-needed basis for maintenance work, emergency repairs and meter reading. The superintendent receives a salary of approximately \$10,000 per year. The clerk/treasurer receives \$7,000 per year.



The commissioners get no salary but they do receive a quarterly expense allowance of \$150.

(c) Equipment and Facilities

The district has a garage and storage yard located on Canal Street. Because of the part-time staffing picture, the facility is overcrowded, cluttered and in need of care. The district has limited equipment consisting of a pickup truck and a second hand air compressor donated by the North District. The district borrows equipment and obtains parts and supplies from the North District and the Billerica Water Department as needed.

(d) General Comments

The district does not have long range engineering plans or an adequate capital budget. They have not examined the impact that the completed sewers might have on water usage. The district was audited by an outside auditor for the last fiscal year but there is no firm policy regarding a regular annual audit by an outside auditing firm.

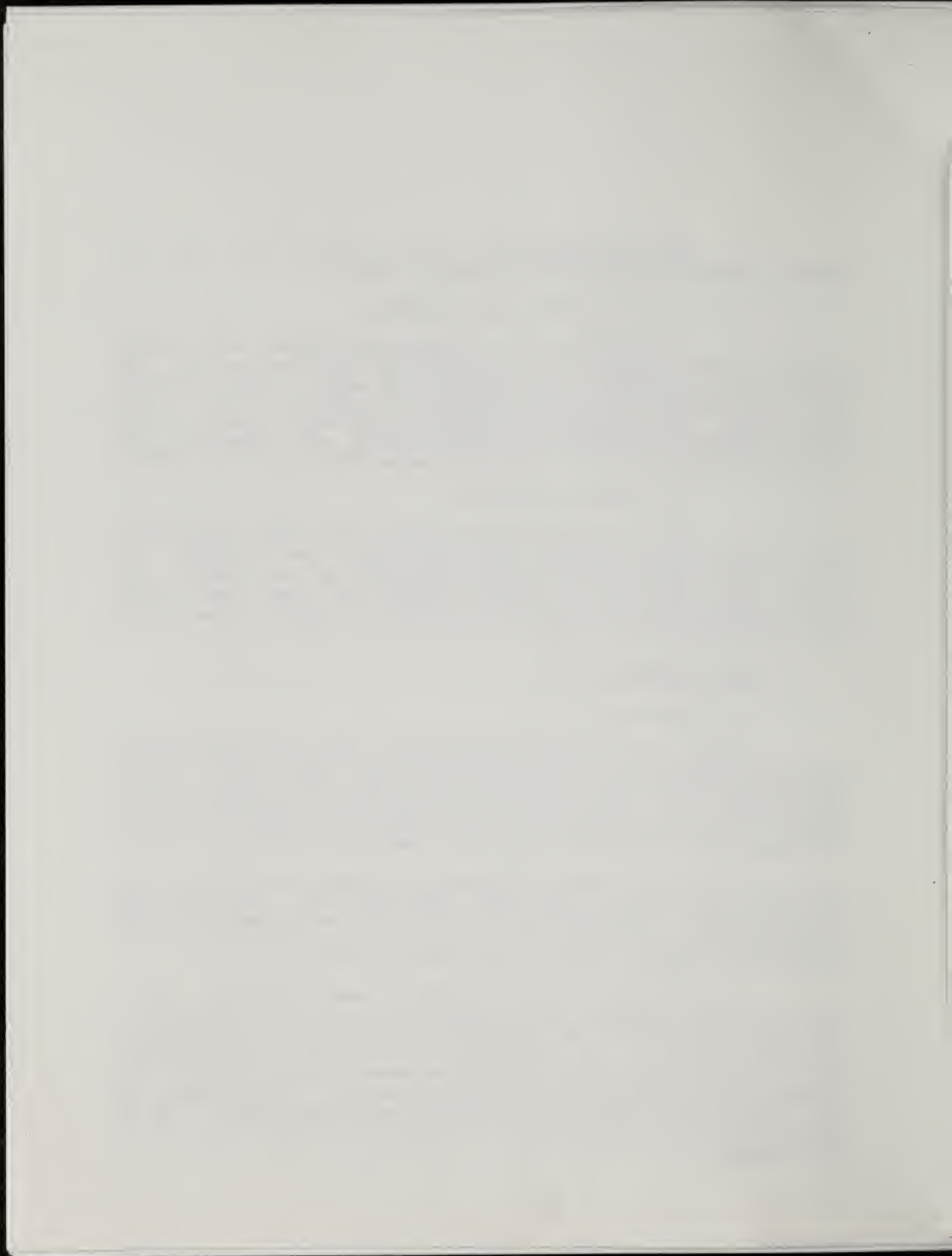
I. Sewer Commissions

1. Description

There are two sewer commissions. One was established by the town in 1969 to provide sewer service to approximately 80% of Chelmsford when the lines are completed. The first stage is under construction now and should be in operation in approximately 18 months. It is anticipated that the remaining construction can be completed within 12 years at a total cost of 67 million dollars.

The town sewer commission is headed by 3 elected commissioners serving for three year staggered terms. The chairman of the sewer commission also serves as a selectman and he has played an effective leadership role in getting the sewer installation work underway after a long period of delay.

In addition to the regular sewer district, an industrial sewer district was established in 1985 to take care of the sewer needs of 35-40 industries located in the southeastern portion of the town. It is administered by seven commissioners, one of whom is chairman of the town sewer district and who also serves as chairman of the industrial district. In ten years when the bonds in the amount of \$3,600,000 have been repaid, the industrial district will go out of existence and become part of the town system.



The industrial system is expected to go into operation in two years just after the start-up of the town system. The industrial sewer system will not have any employees and all of its services including billing and maintenance, as well as treatment of the sewage by the City of Lowell, will be handled by the Chelmsford Sewer Commission.

2. Staffing

The sewer commission does not have any full or part-time employees at the present time. They will need to begin staffing up in about 12 months as the system gets ready to go on line. The commissioners have been contracting out for engineering, legal and financial services up to this point. The sewer commission has made a tentative agreement as mentioned earlier to have the Center Water District put out its sewer bills when the system becomes operational.

The industrial sewer district operates on a much smaller scale and all of its staffing needs will be handled by the Chelmsford Sewer Commission.

3. Facilities and Equipment

Since it has not yet started operation, the Chelmsford Sewer Commission does not have any offices or garage facilities. The town hall has been used for whatever office space is needed. The same situation exists with the industrial sewer commission.

J. Summary of Major Findings

1. Lack of Coordination

Chelmsford's municipal operations are spread among a variety of small agencies many headed by separately elected officials which rightfully see themselves having separate mandates from the public. The agencies which control water and sewer services and have the most influence on growth and development in the town are separated from the general town government which is charged with doing the planning for the community.

Snowplowing needs of the town are not coordinated among the various separate agencies as they purchase vehicles. Even the radio frequencies are different making it difficult to coordinate activities during an emergency. Capital needs are not coordinated so that expensive equipment can be shared among the various agencies rather than duplicating purchases unnecessarily.

The situation with computers is an excellent illustration of the lack of coordination in the town. In spite of the fact that the town lies in the heart of the computer belt in the state, it does not have a master plan for the effective use of

computers. The town has DEC equipment while the Central Water Company, located in the same building, acquired a Wang computer. There are at least 5 different software programs being utilized by the town and they are not interactive. Two of the water districts are still doing the billing work on a manual basis.

2. Lack of Planning

Although the capital planning committee has made some real progress in working with the various town agencies in developing a capital budget for equipment, there does not appear to be an overall approach to planning for building repairs, renovations and replacements. Without an adequate work order system in place for building repairs, it is difficult to budget effectively for public buildings.

Our examination of the three water districts indicated that they are not doing an effective job in long range planning and capital budgeting. The sewer system has not yet begun operation but the scope of the sewer construction work to be done makes it imperative that those figures be made an integral part of the capital planning and budgeting process.

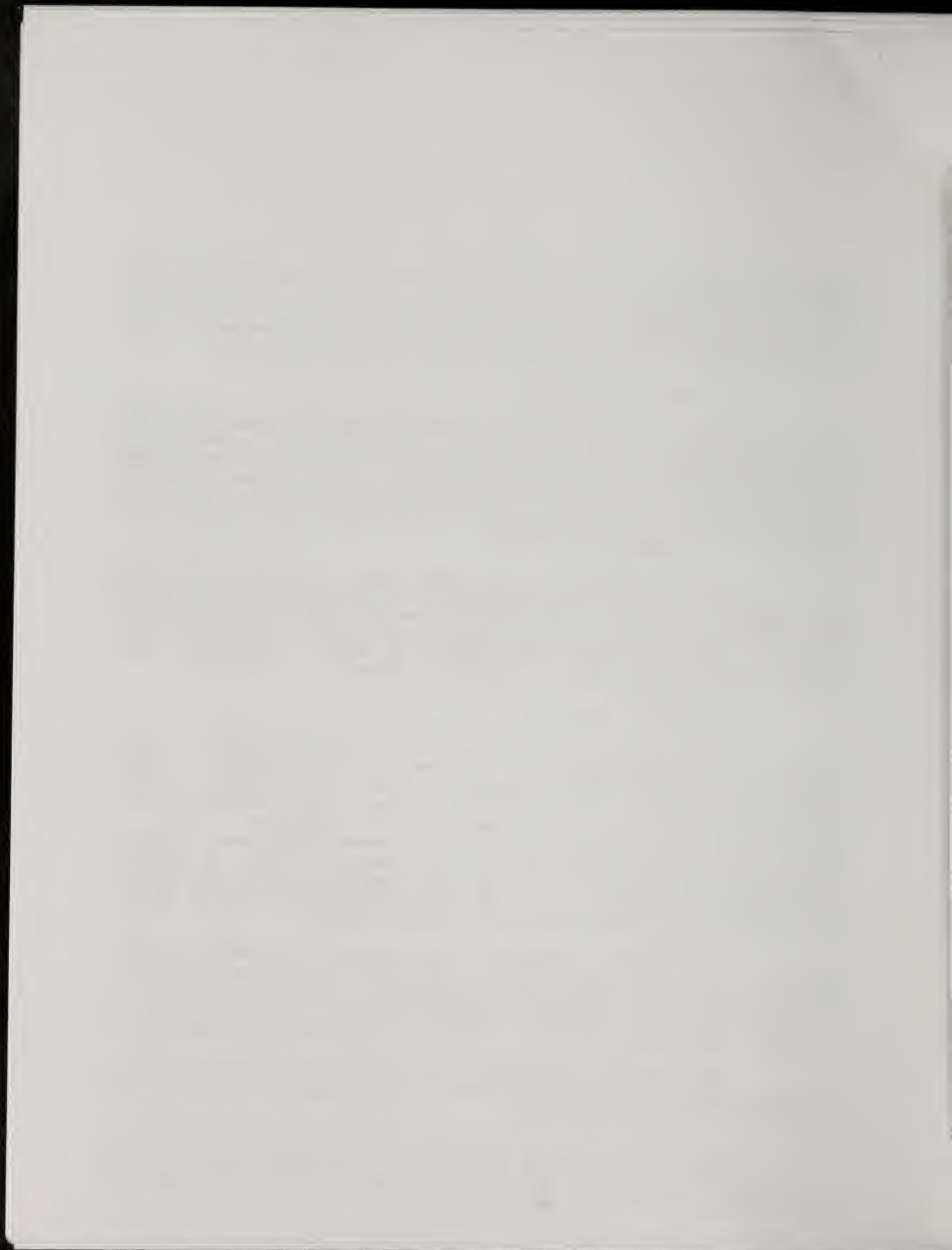
3. Lack of Capacity

Like most communities that are divided up into a large number of autonomous agencies, Chelmsford's governmental operations demonstrate a lack of capacity in some of the basic management areas. People charged with running a small agency find it difficult to justify hiring a variety of management people to help them solve their problems and instead they have to settle for hiring one individual who is then expected to be proficient in general management, financial management, personnel management and technical management. It is very difficult to find a "person for all seasons" particularly at a modest salary.

Any agency, whether it is involved in water, sewer, public works or other major municipal functions requires a variety of skills to operate effectively. The first skill is general management, someone trained to analyze problems, develop options, undertake strategic planning and manage resources.

The second major skill is financial management which includes budgeting, investments, purchasing, insurance administration and accounting.

The third major area is personnel management which includes classification and pay plans, employee evaluation and counseling, training, affirmative action, labor relations and productivity.



The fourth major area is technical management which in the public works area means engineering, equipment management, inventory control, use of data processing, work scheduling, budgeting and development of personnel.

Our review of the various public works operations in Chelmsford indicated that many of these skills were not available to the various operations. A few might be available in terms of the administrator or a particular board member, but in no case were all of the skills present.

The only way for the town to develop that capacity is to bring the agencies together either by contracting with one another or by consolidation so that each agency can have the expertise available at a reasonable cost.

4. Uneven Service Levels

Our review of the three water districts indicate an uneven service level for the three districts. There is a question of regarding adequate backup water service in one district at the present time. Questions have been raised about water quality in one of the districts. There is a concern on the part of the fire chief about water pressure problems in at least one of the districts.

Chelmsford is too large a community today to continue on with three separate water districts. The questions of water quality and water availability are too crucial to the community to be decided by three autonomous districts operating completely outside of the local government framework.

The current operations of the three districts are not efficient in terms of economy of scale, the districts can't have the necessary flexibility as separate entities, they don't have the necessary management skill available to them and they are not effectively tied into the planning process of the community. This is not a new message for the community. In 1975, the engineering firm of Weston and Sampson carried out a water consolidation study and strongly recommended that it take place in order to improve the planning and operation of the water supply system in Chelmsford.

Water is becoming a scarcer commodity, water quality is becoming a more serious problem and Chelmsford is not well positioned to deal with those potentially serious problems in the coming years.

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III. RECOMMENDATIONS

A. Public Works Department

1. We recommend that the town place a bylaw before the next town meeting creating a public works department with the following provisions:

a. That it consist of five divisions

Streets
Vehicle Repair
Engineering
Parks and Cemeteries
Public Buildings

b. That it be administered by an individual with engineering and or public works administrative background. The individual should have a degree in engineering or public or business administration and experience in running a municipal engineering or public works department.

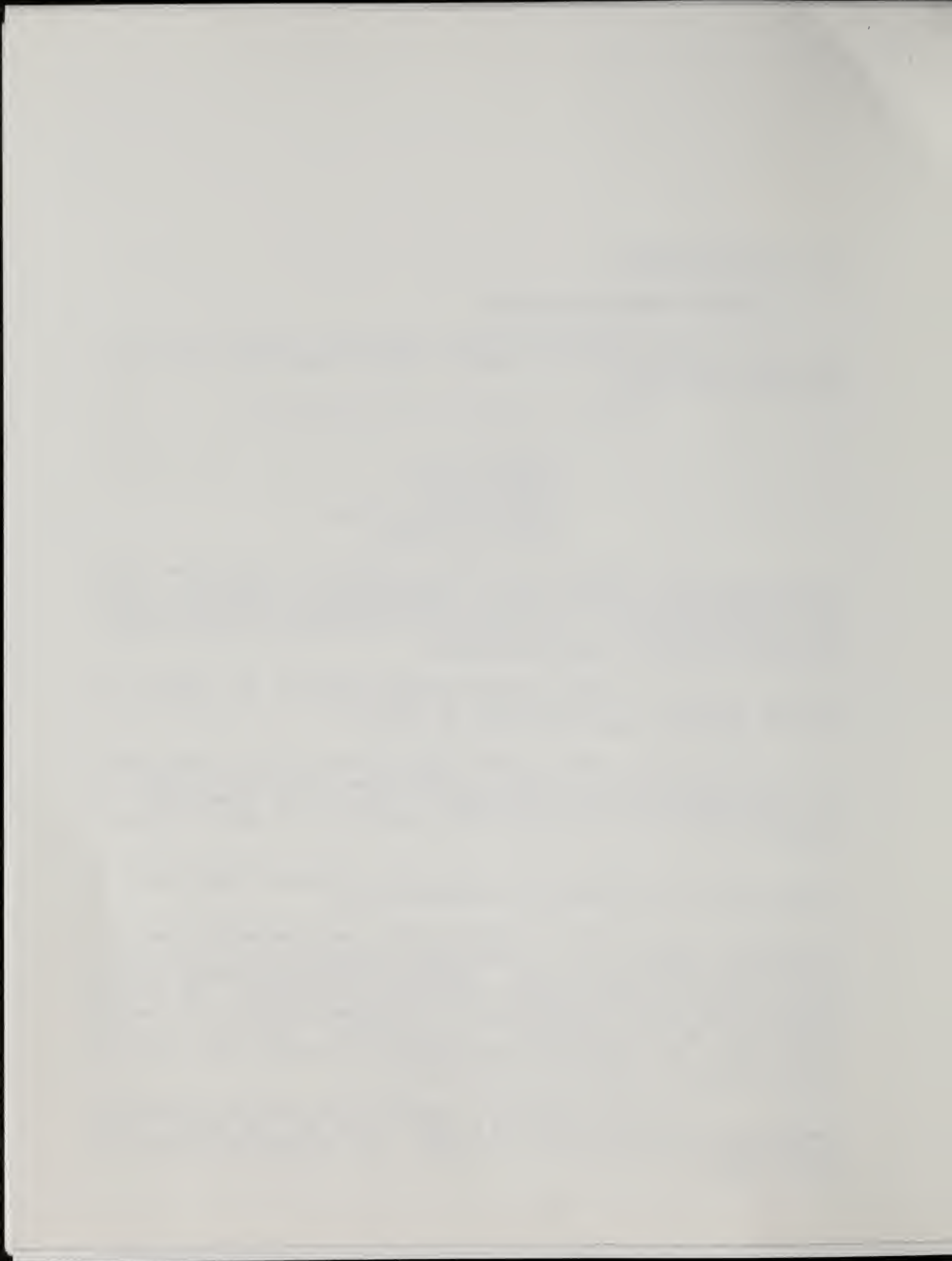
c. That the tree warden position no longer be elected and that it become part of the duties of the Superintendent of the Parks and Cemeteries Division.

d. That an individual trained and or experienced in the maintenance of parks, cemeteries and trees be named to fill the position of Superintendent of Parks and Cemeteries so that the town will have professional expertise in these important areas.

e. That the Parks and Cemetery Commissions no longer continue as elected autonomous bodies.

f. That an Advisory Parks and Cemeteries Board be established made up of 7 individuals appointed for 3 year staggered terms by the selectmen. Initially the board should be made up of two of the three current cemetery commissioners, two of the three current park commissioners, a representative of the school department and two recreation commissioners. Staffing for the board will be supplied by the director of public works and the superintendent of parks and cemeteries.

g. That the first charge to the advisory parks and recreation board be to develop a master plan for the proper maintenance of the cemeteries, the parks, the recreation fields and town trees.



h. That the public buildings division be given responsibility for overseeing custodial care and repairs for all municipal buildings. Everyday supervision of the custodian should remain with the person in charge of the particular building with the superintendent of public buildings providing quality control and technical assistance.

2. In addition to the bylaw, we recommend the town consider the following recommendations for improving the new department of public works:

a. That immediate steps be taken to microfilm the maps and drawings in the engineering office that are not available elsewhere.

b. That the town raise subdivision fees high enough so that the town can utilize outside engineering inspection firms to make ongoing inspections of subdivision improvements and prepare as-built drawings. This would relieve the engineering office to handle regular town engineering problems and insure adequate and timely inspection of subdivision work.

c. That the town engineer begin exploring the use of computer-assisted mapping programs for the town that can be utilized in conjunction with data base programs. The town assessors should be included in those discussions.

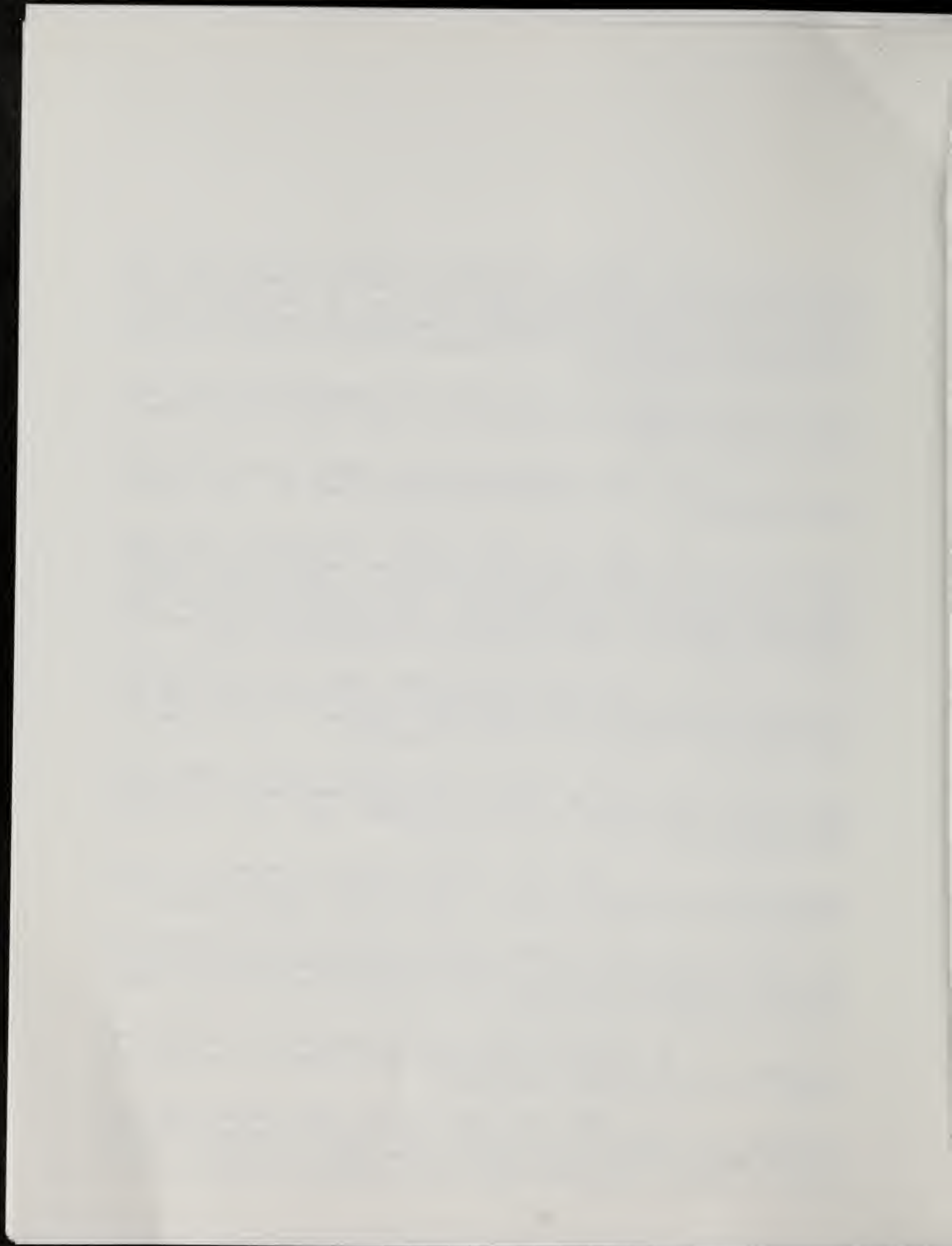
d. That the director of public works work with his or her staff and the capital planning committee to develop a plan for the improvement of the town garage and for increasing the working space for the town engineer.

e. That the director of public works develop a design and cost estimates for a wash control station for DPW vehicles at the garage in order to control the run-off problem.

f. That street opening permits be administered by the town engineer and that a manual be developed for use by contractors, utilities and other town agencies prescribing standards, procedures and penalties.

g. That the town utilize contractors rather than employees to do street re-surfacing work because of the limited number of street division personnel.

h. That all town trucks and water district vehicles be selected on the basis that they can do snow plowing so that the town can move towards a standard of having a 50/50 ratio of town to contractor vehicles for snowplowing and all of



the sanders can be town owned. In addition, all of the town vehicles including the water district vehicles should be radio equipped and on the same frequency to permit effective communication for snow plowing and other emergencies.

i. That the director of public works should develop an effective training and evaluation program for all of the employees in the department so that replacement supervisors can be developed within the department and working skills improved. The program should be established in coordination with the new personnel director.

j. That all new plans for buildings, recreational facilities and other town construction be reviewed by the engineering office and the affected operating department to insure that there will not be unnecessary operational problems.

k. That the town continue to explore and utilize outside contractors for such public works functions as street sweeping, catch-basin cleaning and tree pruning.

B. Sewer Commission

We recommend that a bylaw be prepared for presentation to the town meeting calling for the following changes in the sewer commission:

1. That the sewer commission not become an operational agency when the new sewer lines go on line but that the operation of the sewer lines be turned over to the department of public works.

2. That the sewer commission go out of existence as of January 1, 2000 when the sewer line construction will be substantially complete (as will also be the case with the industrial sewer commission). This would permit the sewer commission to continue the very good work they have done in getting the sewer construction work underway.

3. That a sewer division be created in the department of public works headed by a superintendent.

4. That a new sewer superintendent be appointed in 12 to 15 months so that the individual is prepared to begin work as the new sewer lines go into operation.

5. That the Executive Secretary to the Board of Selectmen also be appointed as the Executive Secretary to the Sewer Commission to assist them with the variety of details involved in the construction and financing of the sewer system. The executive secretary could in turn call upon any other department to assist the sewer commission in its work.

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6. That the billing and collecting of sewer charges be done by either the town tax collector or the central water district under contract.

7. That all of the work to be done by the town be charged against sewer fees on the basis of a budget to be recommended by the advisory rate setting committee to be discussed in a following section.

8. That the sewer rates be established by the town meeting based on recommendations to be made by the advisory rate setting committee.

C. Water Districts

1. We recommend that the three separate water districts be combined and that the town meeting place an item on the ballot for a binding referendum vote asking for the views of the voters on the following question:

"Whether a petition should be sent to the Great and General Court combining the three water districts into a single entity to be known as the Chelmsford Water Department operating under the overall control of the town meeting which would have the right to establish rates and budgets, authorize bonding, take property and determine organization?"

2. In the event of the passage of the referendum question, we recommend that the following steps be taken by the town:

a. The sending of the petition to the Great and General Court requesting the enactment of special legislation combining the three water districts into one entity.

b. The passage of a bylaw establishing an Advisory Rate Setting Board as described below:

(1) To be composed of nine individuals appointed by the town moderator for three year overlapping terms

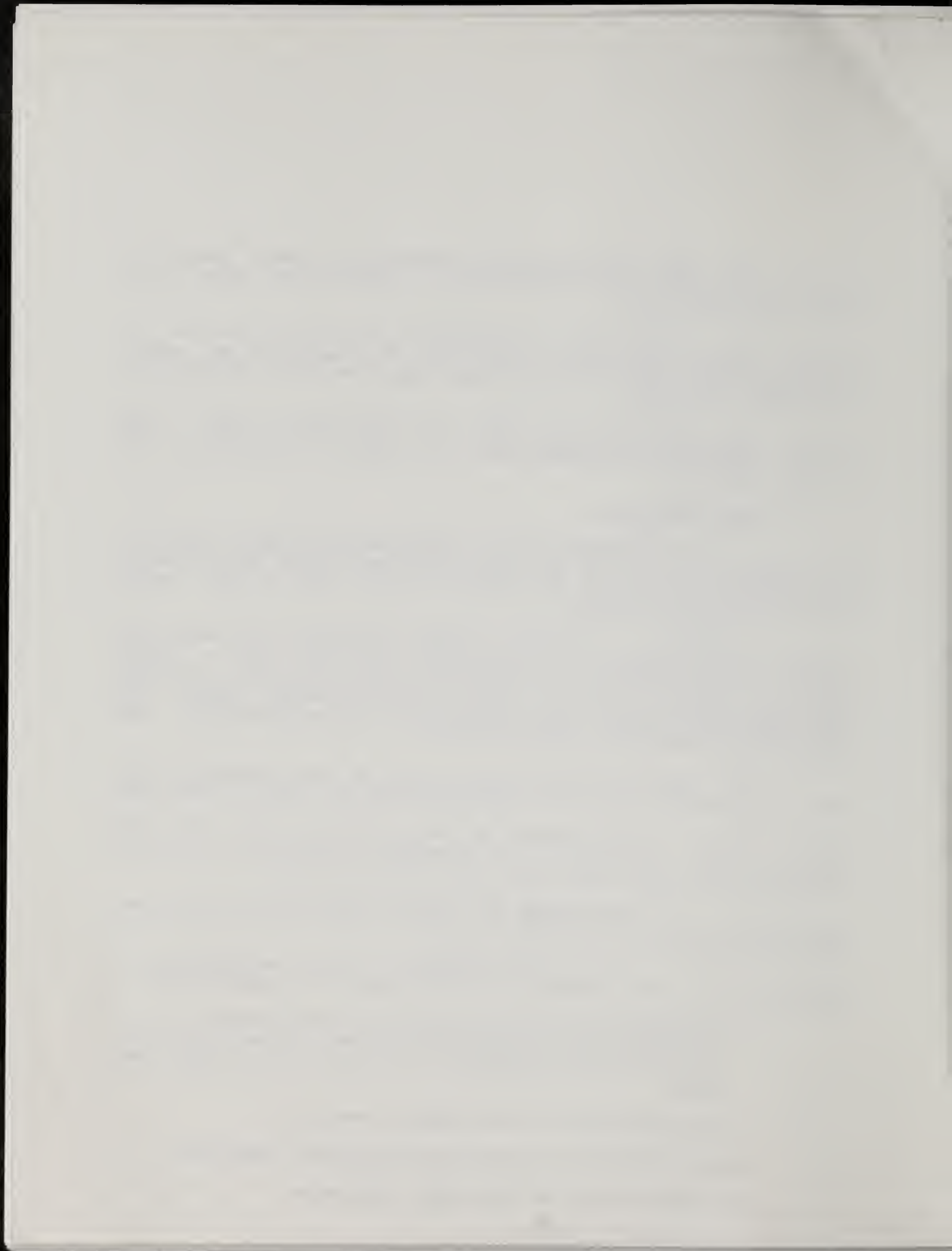
1 representative from each of the existing water districts with the chairmen of the existing districts to be appointed initially for either two or three year terms

1 representative of the finance committee

1 representative of the capital planning committee

1 representative of the sewer commission

3 citizens at large



(2) The advisory rate setting board would be charged with the following responsibilities:

- * Determining the proper organization of the new water department including whether a water board should be appointed or elected and whether it should be administrative or advisory; the integration of the staff equipment and buildings; the handling of the debt structure and the establishing of uniform water rates, all of which would be recommended to town meeting for final decision within 90 days after passage of the new legislation.

- * Determining the sewer rates to be charged when the new system goes into operation and recommending the rates town meeting for decision.

- * Determining future sewer and water rates as changes are required and recommending them to town meeting for decision.

3. In addition to the basic legislative actions set forth above, we would also make the following recommendations:

- a. That the services of the new personnel officer be utilized to prepare job descriptions and a pay plan for all of the water department employees.

- b. That an engineering firm be commissioned to prepare a long range capital plan for the improvements necessary to strengthen the new unified water system.

- c. That an engineering firm be retained to perform a rate study for the water system to guide the advisory rate setting board in its deliberations.

- d. That the town establish a computer advisory committee to be chaired by the executive secretary and charged with the responsibility of developing a coordinated approach to the use of computer software and hardware for the town. The committee should have representatives from the departments most involved in data processing including public works and engineering, sewer, water, the accountant, the tax collector, the assessors, the schools, police, fire and building inspection. The first priority of the committee should be the consideration of a joint sewer and water billing system designed to go out on at least a quarterly and staggered basis. To facilitate the reading of meters, outside reading devices should be installed on all of the water meters.

1. The first part of the paper discusses the importance of maintaining accurate records of all transactions. It emphasizes that proper record-keeping is essential for the transparency and accountability of the organization. The text outlines the various methods used to collect and analyze data, ensuring that the information is reliable and up-to-date.

2. The second part of the paper focuses on the implementation of the proposed system. It details the steps involved in the development and testing of the software, as well as the training of the staff. The authors highlight the challenges faced during the implementation process and the strategies used to overcome them.

3. The third part of the paper presents the results of the study. It compares the performance of the proposed system with the existing one, showing significant improvements in efficiency and accuracy. The authors also discuss the limitations of the study and the need for further research in this area.

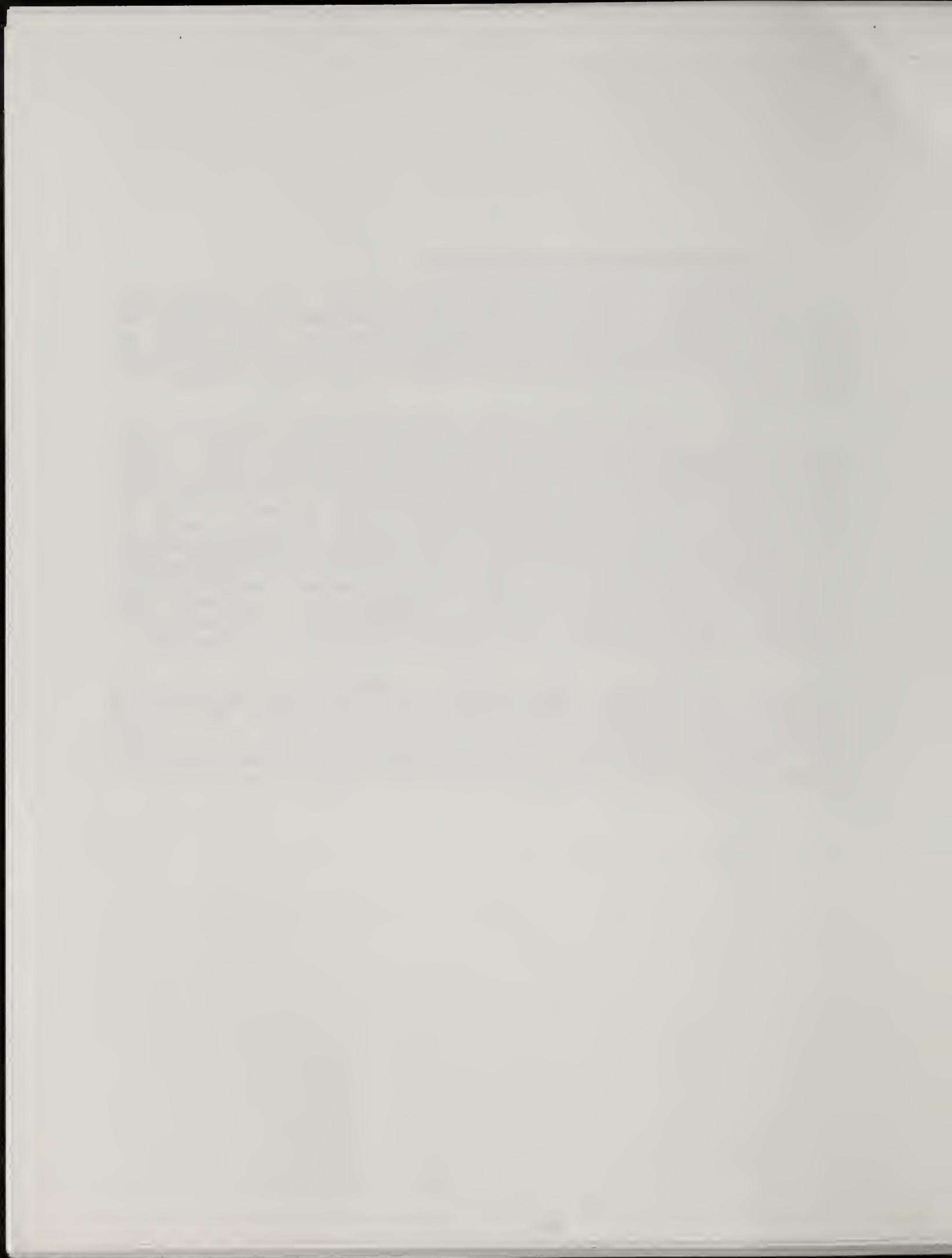
4. The final part of the paper concludes with a summary of the findings and a list of recommendations. It suggests that the proposed system should be adopted by other organizations to improve their financial management practices. The authors also mention the need for continuous monitoring and evaluation of the system's performance.

D. Administrative Recommendations

In addition to the recommendations we have made concerning the public works department, the sewer commission and the water districts, there are several recommendations we would like to make about the general administration of the town which we believe would improve the way in which the other suggestions would work.

1. That the selectmen strengthen the role of the executive secretary with regard to personnel matters. They should delegate the appointment power in the various departments to the executive secretary acting upon recommendation of the department heads. This would enable the department head to be sure that he or she was receiving new employees that would function well in that particular agency and would also increase the accountability of the department head for getting the job done. The job descriptions and qualifications and recruiting procedures recommended by the personnel officer and executive secretary and approved by the selectmen would insure fairness and objectivity. It would also buffer the selectmen from the occasional charges of favoritism.

2. That the town finance committee work with the selectmen, the sewer commissions and the water districts to select the same outside auditor to do an annual audit of all town agency financial records. The bids should be taken on a three year basis so that there is some consistency to the process and the RFP should clearly specify the use of a management letter.



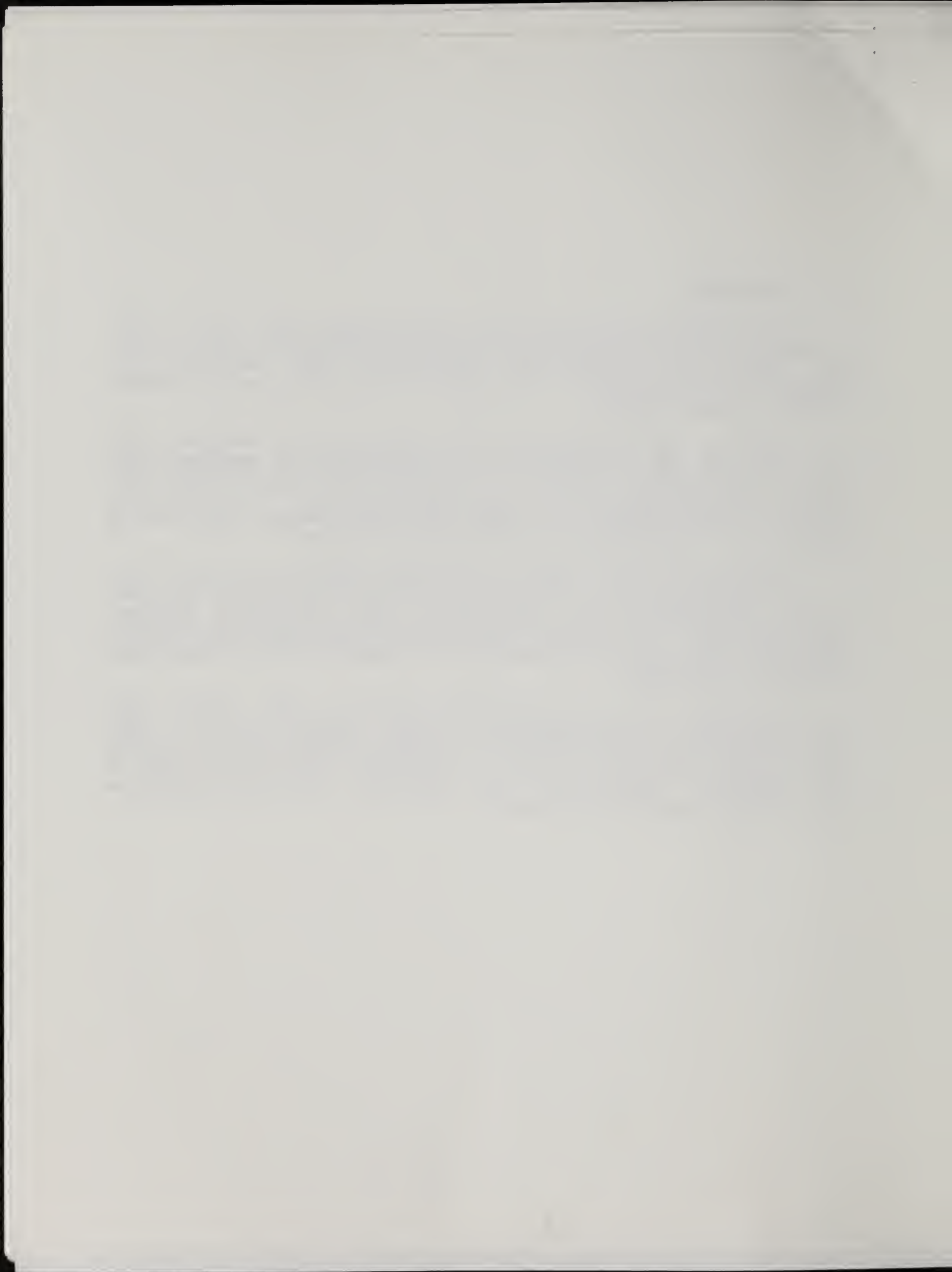
IV. CONCLUSION

Chelmsford is one community of significant size and it needs to begin to think of itself as a single governmental entity. It has experienced considerable development over the past three decades. It takes pride in its image as a community with balanced growth and good schools.

However, its governmental structure is not in keeping with the size of the community or the complexity of problems with which it has to deal now and in the future. The various functions of local government are far too fractionalized to enable the people of the community to deal with environmental and planning problems in a knowledgeable and effective manner.

Questions of water supply and sewage disposal are too vital to the long term health and economics of Chelmsford to continue to let them function in an uncoordinated and unplanned fashion. Considerations of better efficiency and increased services are important, but even more deserving of attention are the questions of health and safety.

We believe that our recommendations will help insure that the citizens of Chelmsford will receive better value for their tax dollars and service charges, obtain a higher level of service, benefit from effective and coordinated long-term planning of all municipal services and be assured of safe and dependable water supply and sewage systems.



APPENDIX A

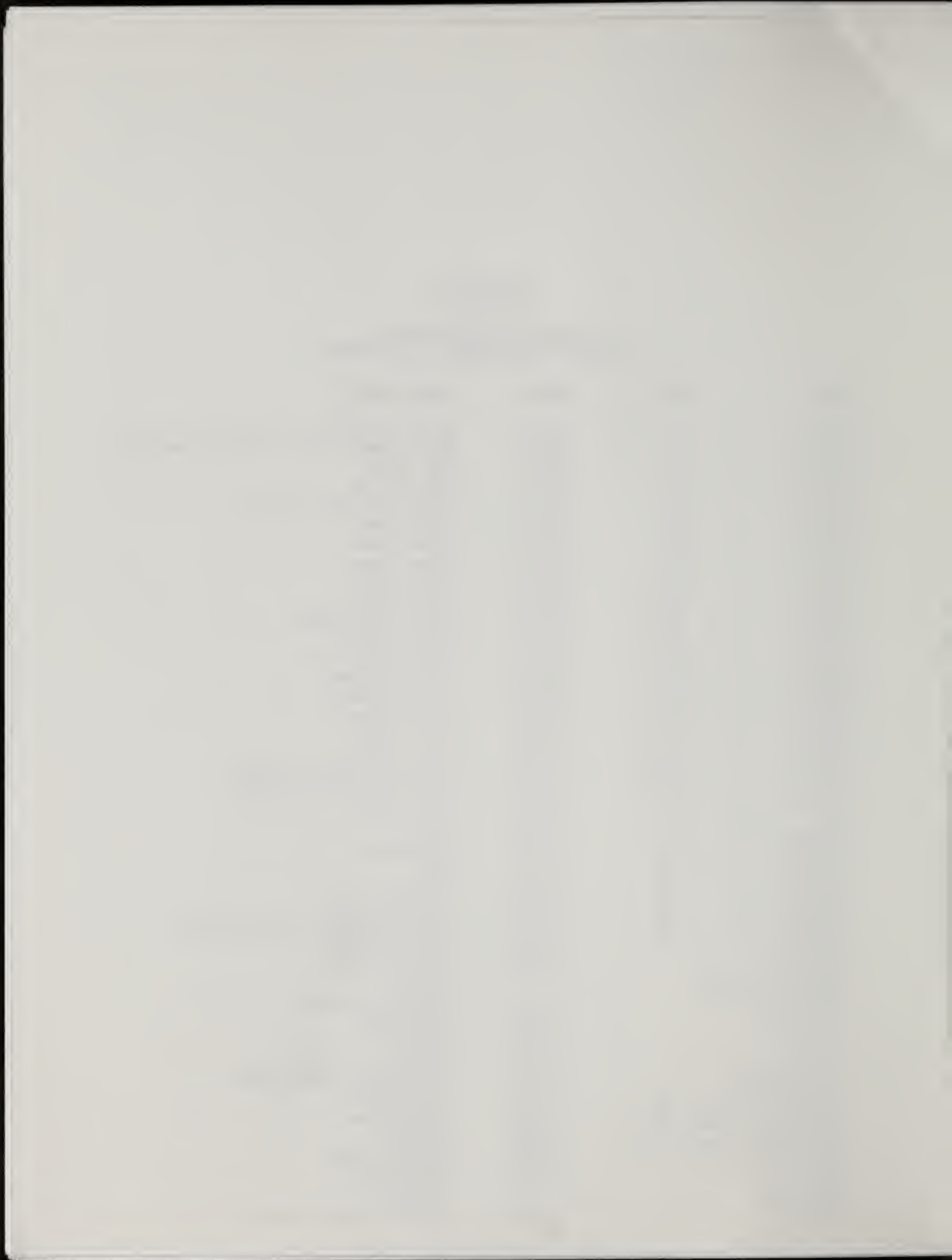
INDIVIDUALS INTERVIEWED

Thomas J. Adams, Jr.	Superintendent, East Water District
Robert Caton	Supervisor of School Maintenance
Robert Charpentier	Chairman, Recreation Commission
Ernest F. Day	Town Accountant
Robert E. Doak	Superintendent, Center Water District
Maureen Dube	Office Manager, Center Water District
John P. Emerson, Jr.	Chairman, Sewer Commission and Selectman
Thomas E. Firth, Jr.	Chairman, East Water District
Nancy Firth	Clerk/Treasurer, East and North Water Districts
Robert Flynn	Staff Member, Norther Middlesex Area Planning Commission
Donald P. Gray	Superintendent of Parks
Harold E. Gray	Former, Superintendent of Streets
Gerald L. Hardy	Chairman, Cemetery Commission
Bruce J. Harper	Superintendent, North Water District
Dwight Hayward	Chairman, Finance Committee
Robert L. Hughes	Fire Chief
Henrick R. Johnson, Jr.	Selectman
Bernard F. Lynch	Executive Secretary
Henry R. McEnany	Chairman, North Water District
William Mullin	School Superintendent
James E. Pearson	Town Engineer
Charles A. Perkins, Jr.	Assistant Town Counsel
Frank Peterson	Cemetery Superintendent
Dennis J. Ready	Selectman
Frederick H. Reid	Chairman, Center Water District
Bonita A. Towle	Selectman
Frank Wojtas	Tree Warden

APPENDIX B

TOWN OF CHELMSFORD HIGHWAY DEPARTMENT EQUIPMENT

<u>TYPE</u>	<u>NO.</u>	<u>YEAR</u>	<u>TRADE NAME</u>
Truck	#1	1980	Ford Sander
Truck	#2	1977	Ford F600 Catch Basin Cleaner
Truck	#3	1980	GMC Dump
Truck	#4	1986	Ford Dump
Truck	#5	1988	International Dump
Truck	#6	1986	Ford Dump
Truck	#7	1986	Ford Dump
Truck	#9	1977	Ford Dump
Truck	#10	1986	Ford Dump
Truck	#11	1973	Ford Dump
Truck	#12	1974	Ford Farm Body
Truck	#13	1978	Ford Sander
Truck	#14	1978	Ford Dump
Truck	#15	1979	Ford Sander
Truck	#16	1980	Ford Sander
Truck	#17	1984	Ford Dump
Truck	#18	1986	Ford Dump
Truck	#19	1986	Ford Dump
Truck	#20	1988	International Sander
Truck	#21	1988	International Sander
Car	#1	1987	Ford LTD
Pickup	#2	1988	Ford
Pickup	#3	1978	Chevrolet
Pickup	#4	1981	GMC
Pickup	#5	1982	Dodge
Grader	#1	1986	Caterpillar
Grader	#2	1971	LeTourneau, Westinghouse
Tractor		1969	Ford Backhoe
Tractor		1985	Caterpillar
Sweeper Broom			Elgin
Bulldozer		1972	International
Roller		1965	Ferguson
Roller		1975	CH&E
Compressor		1978	Ingersoll Rand
Compressor		1980	Champion Stationary
Sidewalk Plow	#1	1978	Bombadier
Sidewalk Plow	#2	1989	Bombadier
Sidewalk Plow	#3	1984	Holder
Trailer		1975	Model CH&E
Trailer		1973	Schertzer
Trailer			9 Ton
Paver		1987	T650 Puckett Bros.



APPENDIX C

CHELMSFORD WATER DISTRICTS

COMPARATIVE DATA

	<u>CENTER</u>	<u>NORTH</u>	<u>EAST</u>
Customers	7,400	2,100	500
Wells	17	4	2
Well Sites	11	1	1
Maximum Daily Capacity	5 Mil	2.3 Mil	350,000
Safe Daily Yield	3 Mil	1.79 Mil	300,000
Storage Tanks	7	2	1
Storage Capacity	16 Mil	2.15 Mil	250,000
Vehicles (Includes Backhoe)	10	6	1
Full-Time Employees	17	5	0
Part-Time Employees	0	1	2
Residential Water Billing	Quarterly	Semi-Annual	Quarterly
Commercial/Industrial Water Billing	Quarterly	Quarterly	Quarterly
Residential Meters Read	Quarterly	Annually	Annually
Commercial/Industrial Meters Read	Quarterly	Quarterly	Quarterly
Emergency Connections	None	Center/Lowell	Ctr/Lowell
Total Debt	120,000 (A)	138,000 (B)	\$109,40 (C)

(A) Does not include \$2.3 Million for new stand pipe

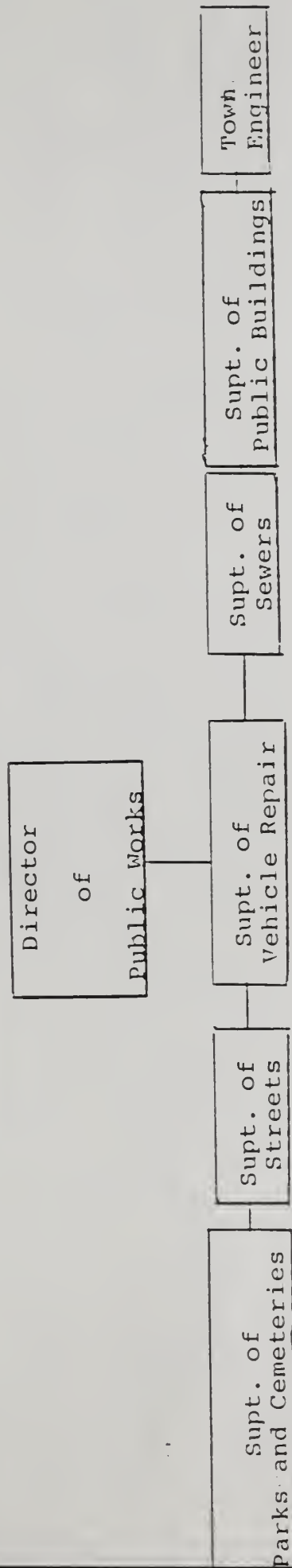
(B) As of June 30, 1986

(C) As of June 30, 1986. Does not include construction of new 12" water main to Lowell.



APPENDIX D

Proposed Department of Public Works



APPENDIX E

RESUMES FOR MEMBERS OF CONSULTING TEAM



Town
Clerk

REGULAR MEETING OF THE BOARD OF SELECTMEN
FEBRUARY 25, 1988

MEMBERS PRESENT: Mr. Blomgren, Mr. Johnson, Ms. Towle and Mr. Ready. Mr. Emerson was absent. Mr. Lynch, Executive Secretary was also present.

CALL TO ORDER: Mr. Blomgren called the meeting to order at 7:30 p.m.

HIGHWAY FOREMEN POSITIONS: Mr. Blomgren stated that based upon a motion to table at the meeting of February 22, 1988, he was looking for a recommendation from Mr. Johnson. Mr. Johnson made a motion that based upon discussions with the Highway Supt., Michael Crory, to recommend appointments effective immediately of Bobby Loyd and Roy Costa as Foremen and becoming effective June 1, 1988 will be Fred Dillon, 2nd Ms. Towle, Mr. Johnson wished to reserve a previous vote which would have made this position temporary, now all three will be permanent, unanimous.

CHANGE IN LICENSE FOR THOMAS B. GONSALVES: Mr. Blomgren stated that the BOS received a request from Attorney Flood to change a name in a license that was approved at a previous meeting for tax and liability reasons. Mr. Blomgren suggested contacting Town Counsel to determine if the BOS could do this. Mr. Johnson made a motion that based on Town Counsel's opinion, the BOS amend the license of Thomas B. Gonsalves, 113 Tyngsboro Road, to Riversedge Motors, Inc., 2nd BAT, unanimous.

PAINTING OF LINES: Mr. Johnson requested that the Highway Department paint the lines on off-peak hours due to traffic back-ups. Mr. Crory stated that he would follow Mr. Johnson's recommendation. Mr. Blomgren stated that the paint being used for lining and striping should be stronger so that the lines will not have to be painted as often.

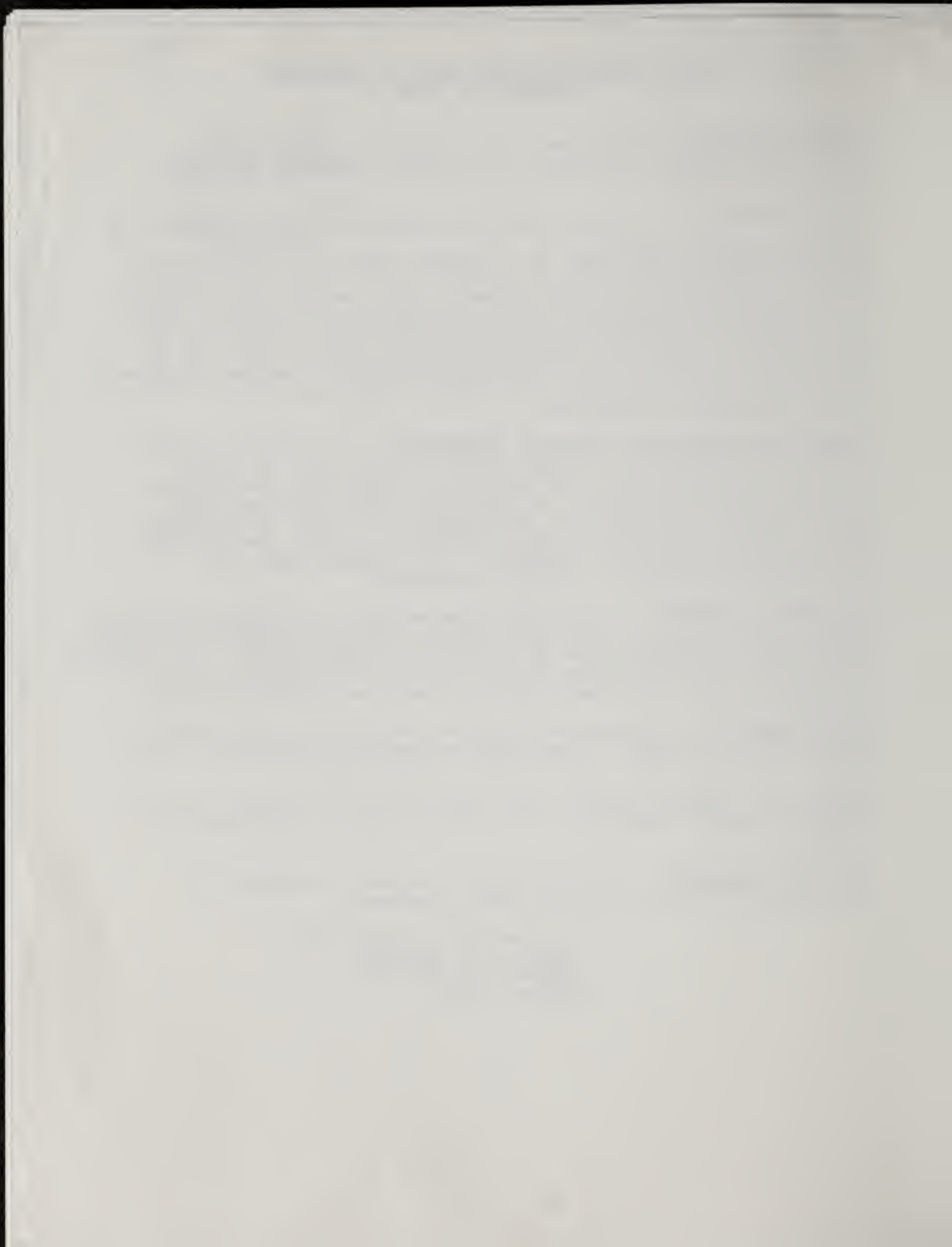
DALTON ROAD: Mr. Blomgren stated that the BOS received a second letter from a resident in Westlands regarding the plowing of sidewalks. Mr. Crory will talk to the resident directly.

BUDGET: Mr. Blomgren stated that there will be a strategy session with the Finance Committee at 7:45 this evening to discuss the budget.

MOTION TO ADJOURN: Mr. Johnson made a motion to adjourn the meeting at 7:45 p.m., 2nd Ms. Towle, unanimous.

For the Board of Selectmen

Beth A. Gibbs
Beth A. Gibbs



Regular meeting of the Board of Selectmen held Monday, February 29, 1988. Members present were: Mr. Blomgren, Mr. Johnson, Miss Towle, Mr. Ready and Mr. Emerson. Bernard Lynch, Executive Secretary was also present.

Chairman Blomgren called the meeting to order at 7:30 p.m.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to proclaim the month of March as Chelmsford Scholarship Fund Month.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to proclaim Thanks to Diane Norris, Middlesex County Advisory Board Coordinator. Mr. Ready will deliver the proclamation to Ms. Norris, as he is the Town's rep. to the Advisory Board.

Members of the Ambulance Study Committee were present. Mr. Blomgren gave the background of the committee, noting that they have helped the Board award one of the best ambulance contracts we have ever had. Mr. Blomgren presented Certificates of Appreciation to Ms. Shirley Pearlman and Mark St. Hilaire, who were present, and said that certificates will be mailed to the other members.

Chairman Blomgren then thanked the leaders and members of Webelos Scouts from Den 3, Pack 77, who were present, and gave the Scouts Certificates stating that they had participated in Town government.

Attorney Joseph B. Shanahan, Jr. was present, representing Emile Dumont, owner of the Quality Heritage Inn, who is constructing a major addition to his facility. His main source of construction financing is Lowell Institution for Savings, and he wants to pledge his liquor license as security. Atty. Shanahan explained that Mr. Dumont needs the permission of the local licensing authority to pledge his individual license, although it is not a corporation. He is pledging the license as collateral security, and if the loan should be foreclosed, the license would have to come back to the Board for a change in manager. Mr. Dumont expects a portion of the addition to be opened by mid-summer.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to permit the conditional assignment of Mr. Dumont's All Alcoholic Innholder's License to the Lowell Institution for Savings.

MCI was not present for their petition to lay buried cable.

Under Reports, Mr. Johnson said he had reviewed the information furnished by the Blue Ribbon Resource Recovery Committee and found it to be very extensive and enlightening.

Miss Towle read the new precincts and locations for the information of the voters on March 8th. Mr. Johnson added that there is a detailed map of the changed precincts in the Town Offices building.

The Ex. Sec. reported that we have received correspondence from Nashoba Valley Technical High School that Stratos Dukakis' appointment to their School Committee is up for renewal, and that we have also received a letter of resignation from David Snow, so there are 2 openings. Mr. Ready noted that these are joint appointments, and any resident wishing to be appointed to the Committee should send letters to the Board, the School Committee and the Moderator.

Ex. Sec.
Reports

The Ex. Sec. reported that Healthnet, who is leasing the Center School for a Day Care Program, wants to carry their own insurance. They have worked with our insurance company and have issued us a binder, but the Board has to approve. Mr. Blomgren asked that this be tabled until March 7, when more information should be available.

Mr. Lynch reported on the projects on Fletcher Street - St. Mary's Church and Parlee Office Park, stating that drainage work from the projects is feeding into the Town's drainage system. Town Counsel and the Town Engineer have drafted an easement for the drainage system to the retention pond to the Town's system. Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve the concept.

He reported that the Personnel Director's position has been advertised and applications are due by March 25th. It was decided that Mr. Lynch, Mr. Blomgren and Miss Towle will do the interviewing, and Mr. Lynch will draw up a list of the criteria we are looking for.

Members
Reports

Mr. Blomgren reported that the Override Task Force met with the Finance and School Committee. The Town now has a shortfall of \$1.6 million and the Committee has suggested seeking an override of \$1.3 million. They are meeting again on Wed., March 2nd. Mr. Blomgren asked that various Civic Organizations - Chamber of Commerce, Rotary, Lions, Senior Citizens, Roundtable - invite members of the Committee to speak to them, and also said that we need the help of the 4 local newspapers plus Cable 43 to put the issues before the public in a positive way. He noted that it will be a hectic period for the Town and voters from the ballot questions through the Annual Town Meeting.

Appointments

Motion by Mr. Johnson, seconded by Miss Towle, unan. to appoint Ralph B. Hickey and Katherine J. Favreau to the Commission on Handicapped Affairs.

Ballot
Questions

The Board then discussed the proposed ballot questions. The Ex. Sec. read question #1, which involves acquiring land for the library addition for \$375,000. This is a binding exemption question, and if approved, will be an article on the ATM warrant. Mr. Johnson noted that if this question is defeated, then #2 - to construct an addition to the library - is a moot point, and indicated that it will mean an app. \$4.00 increase on each tax bill for the next 10 years. Motion by Mr. Johnson, seconded by Miss Towle, unan. to put Question on the ballot.

Question #2 - an exemption to construct an addition to the library for \$3.6 million - motion by Mr. Johnson, seconded by Miss Towle, unan. to put on the ballot.

Question #3 - the actual override - \$1.3 million to be assessed for debt service - motion by Mr. Johnson, seconded by Miss Towle, unan. to put this question on the ballot, with Mr. Ready asking that it be done with the condition that the public is educated.

Question #4 - exempt \$1.2 million to buy 19.1 acres of land on Concord Road, which will be an article on the Special Town Meeting Warrant. Mr. Emerson asked if this could be construed as trying to block Affordable Housing, and Mr. Blomgren said No, the Town has the right of first refusal and has to respond within 120 days, or by the end of May. The impact on the tax rate would be app. \$50/house for 5 years. Mr. Blomgren said he would support putting the question

assuming that we have to have a ballot question, adding that he would rather go to ATM first. Mr. Lynch suggested that it could be put on the STM warrant, but that then we couldn't make the appropriation contingent upon a 2½ override - it could be put on the November ballot as an exemption. Motion by Mr. Emerson, seconded by Mr. Ready for discussion, to not put #4 on the ballot. Mr. Ready said he feels the people have the right to vote on this. Vote on Mr. Emerson's motion was 1 (JPE) in favor, 4 opposed. Motion by Mr. Johnson, seconded by Miss Towle, to put the question as written on the ballot. Vote was 4 in favor, 1 opposed (JPE).

Ballot
Questions

Question #5 - does the Town want to elect a Charter Commission - is a binding question. Motion by Mr. Johnson, seconded by Miss Towle, unan. to put on the ballot.

Mr. Blomgren said he feels that all like questions should be put together - override, then 3 exemptions. Motion by Mr. Johnson, seconded by Miss Towle, to put the override question #3 as question #1 on the ballot. Vote was 4 in favor, 1 opposed (DJR).

Mr. Blomgren commented that the DPW Consolidation Study recommended a ballot question, and Mr. Lynch said that the question would call for the Town Meeting body to vote to petition the legislature to consolidate the water districts - this could be a non-binding question on the ballot and he would recommend "Would you support the consolidation of the water districts into one department and a consolidated Public Works Department?"

Motion by Mr. Johnson, seconded by Miss Towle, unan. to add this question, after checking with Town Counsel and the Elections Commission.

Attorney James Geary was present, representing the Chelmsford Housing Authority, who filed for a Comprehensive Permit with the Board of Appeals last Friday. A Public Hearing is scheduled for the end of March.. He explained that there are three parts to the Permit - 1. 15 Mill Road, consisting of 15,000 square feet of land. They propose to remove the existing building (Drop-In Center) and construct 2 duplexes, each with three bedrooms, with 8 parking spaces. Mr. Johnson, Miss Towle and Mr. Emerson said they all are in favor of this, since E.O.C.D. has awarded the Housing Authority \$3.6 mill. The second part of the permit concerns the Highland School - 34,000 square feet of land. They plan to renovate the existing building - keeping the slate roof, cornices, etc. to create 4 townhouses, each with 3 bedrooms and a bath. There would be 8 parking spaces, and the playing field could still be used for soccer, etc. Mr. Emerson said he feels this is excellent utilization of existing planning. The third site is on Groton Road, off Sheila Avenue. They plan to construct 3 family units - 1 duplex and 1 single dwelling, and the major use will be elderly housing - 48 units, on 3 levels, with a walkway to the proposed Senior Center. Mr. Johnson said he feels it will have a traffic impact on Sheila Avenue, and asked why the access road couldn't be on the further side of the Center. Mr. Geary said that NMAC had given them a North Chelmsford Traffic Study completed in October, 1987 and Ruth Delaney, Chairman of the Housing Authority, said it was felt that having elderly housing on the site would generate less traffic than the North School had. Mr. Blomgren said the Board would appreciate anything they could do to get the traffic away from Sheila and Carolyn Avenues.

Chelmsford
Housing
Authority
re
Comprehensive
Permit

Elderly
Housing
cont'd

Attorney Joseph Holmes was present and asked to speak on behalf of his clients, the Desmonds who live on Sheila Avenue. Mr. Blomgren said that this is not a Public Hearing and the Board would have to vote to allow him to speak. Motion by Mr. Johnson, seconded by Miss Towle, to allow Atty. Holmes to speak, unan.

Atty. Holmes said that he understands Mr. Geary's points, but the residents of Shelia Ave. want the access to be from Groton Road. They are concerned about more traffic and emergency vehicles. Also the Housing Authority has made no provisions for screening. The residents don't want parking on Sheila Ave. They would like to see the Housing Authority and the Senior Center Building Committee get together - they feel the project needs to be coordinated. Mr. Johnson suggested that the Board could refer both groups to the Town Engineer and Traffic and Safety Committee, saying that the Board has been asked to try to mitigate the traffic problems. Motion by Mr. Ready, seconded by Mr. Emerson, unan. to send the Desmonds concerns to Architect Stephen Wojcik and ask him to come up with thoughts to bring back to the Housing Authority.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to send a letter to the Board of Appeals stating that the Board endorses the Housing Authority's projects.

Polling
Hours

Motion by Mr. Johnson, seconded by Miss Towle, unan. to notify the Town Clerk that the Board has set the polling hours for the Primary election from 7:00 am to 8:00 pm.

Warrant
Articles

The Board then discussed warrant articles.

Art. 15 - Mr. Lynch said this will be on the STM warrant and can be deleted. Motion by Mr. Johnson, seconded by Miss Towle, to dismiss. Vote was 4 in favor, 1 abstention (RAB).

Arts. 17, 18 and 20 - Mr. Lynch said these are all Capital Planning articles. Motion by Mr. Johnson, seconded by Miss Towle, unan. to delete.

Art. 34 - will be on STM warrant. Motion by Mr. Johnson, seconded by Miss Towle, to delete, unan.

Mr. Ready said that he would like added to Art. 2, Section 3, re physicals for part-time employees, to add the Traffic and Safety Committee Clerk and change to any part-time employee.

Mr. Johnson moved to accept the warrant with changes as made by the Ex. Sec. and Mr. Ready, seconded by Miss Towle, unanimous.

Mr. Blomgren asked if the Board supported Art. 36, and all said Yes. He asked when we would have more details on the warrant, and Mr. Lynch said by the end of the month. Mr. Johnson said that we need a team approach to the warrant, and perhaps give each Board member a certain number of articles. Mr. Ready said that Art. 20 should read Sewer Commission, not BOS..

Under New Business motion by Miss Towle, seconded by Mr. Johnson, unan. to ask the Supt. of Streets to replace the homemade signs in the Concord Road area - Regina Drive, etc. with proper street signs. She also requested that the Boy Scouts be asked to attend a meeting.

At 9:15 p.m. motion Mr. Johnson, seconded by Miss Towle, to adjourn.

For the Board of Selectmen, by

Edith E. Carter

Regular meeting of the Board of Selectmen held Monday, April 4, 1988.
Members present were: Mr. Blomgren, Mr. Johnson, Mr. Ready and Mr. Emerson. Miss Towle was absent due to illness. Bernard Lynch, Executive Secretary, was also present.

88 MAY 12 PM 12:21

Regular BOS
Meeting
Apr. 4, 1988

During Open Session Sgt. Raymond McCusker, 26 Miland Avenue, spoke on Article 32 on the ATM Warrant - trapping and hunting of animals prohibited, to be enforced by the Police Dept. He said that he does not feel the Police Dept. should have to enforce this type of by-law, that they don't have time for this, and asked the Board to consider rescinding this portion of the article. Mr. Johnson said he thinks we should refer the article back to the Conservation Commission to review, and Mr. Emerson and Mr. Ready agreed.

Open
Session
Art. 32

George Mercuri, 10 Kenwood Street, Chairman of the Chelmsford High Boosters Club, was present regarding their Cannister Fund Day, which is the first Saturday in May. He said they want to raise \$3,000 this year, would like the Board to do a Proclamation for May 7, asked that the Board sit with him to find ways for the Board to work with the Boosters Club, and told the audience that they could start sending donations now to the Club, c/o Chelmsford High School. He also suggested that the Police and Fire Stations be open for tours on May 7. Mr. Blomgren told him that the Board will vote on this in regular session.

CHS Booster
Club

Tom Welch, 56 Crooked Spring Road, said that two weeks ago the Lamplighter Green Project asked the Board to reconsider their CDAG application, that the Telamos developers met with the Sewer Commission re sewerage on the property and found they would need a 50,000 gallon tank near the wells. Mr. Welch then presented a petition signed by 1158 residents. against this proposal.

Lamplighter
Green

Martin Posner, President of the Concord Road Neighborhood Association also presented a petition signed by 360 residents asking the Board of Appeals to delay their decision on the Concord Road Affordable Housing proposal until after the spring tests are done. He said that MEPA is demanding stringent tests, that the decision of the Board on March 7 was well founded, and there is a great doubt about the groundwater. He asked the Board not to change their minds at this point. He stated that he and Tom Welch had met with Laurie Hibbard, President of the Mobile Home Park Tenants Association, and learned that several of the tenants had signed a petition without knowing what they were signing. They are asking for a moratorium on affordable housing until the Town comes up with a Town-wide Master Housing Plan. The Tenants Association is applying for a CDAG grant, and would have a better chance with the Town behind them.

Russell Mill
Pond

Jacqueline Carlon, 4 Autumn Lane, said that 432 persons have signed a petition re Mass. Bituminous, and Mr. Blomgren said a Public Hearing has been set for April 14, at 8:00 p.m.

Andrew Holleman, 26 Judith Road, spoke against the Russell Mill Pond proposal, saying that Farms I was built on wetlands 30 years ago, and the proposed project is partially on wetlands. Mr. Blomgren assured him that at this point no decision has been made by any Board.

1

Call to Order	Chairman Blomgren called the meeting to order at 7:30 pm, noting that all members were present except for Miss Towle, who was ill.
Minutes Approved	Motion by Mr. Johnson, seconded by Mr. Ready, unan. to approve the minutes of February 8, March 7 (Regular and Executive) and March 28 (Executive).
Proclamation Arbor Day	Motion by Mr. Johnson, seconded by Mr. Ready, unan. to proclaim April 29 as Arbor Day. The proclamation was accepted by Ms. Lynn LeMaire, who spoke as a member of the Chelmsford Garden Club, giving a brief history of Arbor Day, and noting that this year the Club has purchased 500 white flowering dogwood trees, that each school will have a tree-planting ceremony, including the COPE School for the first time
MCI Petitions	Mike Nolan, Utility Expert from MCI, was present with three petitions for School St., Twiss Road and Littleton Road. He explained the cuts to be made near railroad crossings and stated that MCI has done no previous work in the Town. They hope to start the projects by June 1 and complete by September 1. They have spoken with the Highway Supt. and are running fibre optic cable from Worcester to Nashua, and Chelmsford is the last Town to give permission. Motion by Mr. Johnson, seconded by Mr. Ready, unan. to have Mr. Lynch discuss this with Mr. Crory and table the matter until the next regular meeting.
Cultural Council Presentation	Flavia Cigliano, Chairman of the Cultural Council, was present to give a Certificate to the Board, which was presented to the Council by the Mass. Arts Lottery Council. Chelmsford was one of 25 towns in the Commonwealth to receive this Certificate.
Russell Mill Pond Affordable Housing Proposal	At 7:45 pm the Board met with Attorney Joseph B. Shanahan, Jr. representing the Russell Mill Pond Affordable Housing Project. He said he was not present to ask for re-consideration of the Board's vote on the proposal, but to clarify three matters: 1: at the March 7 meeting the recommendation by the Review Committee had 14 stipulations that were contained in the proposal, and a few contingencies were then added. He noted that Sam Brink was present and said he wanted to tell him that \$115,000 will be donated to Farms I neighborhood - \$40,000 for traffic and safety and \$75,000 for groundwater and drainage improvements. These funds were offered by the applicant. He added that the proposal has not been approved by all the other regulatory Boards, and reviewed all the engineering firms hired by the various groups and Boards to review the proposal. His second point was that Russell Mill Pond filed with the M.H.F.A. on March 18 as community endorsed (by the Affordable Housing Review Committee) although not by the Board of Selectmen. His third point was that neither the principals of Russell Mill Pond Realty Trust nor its proponents were involved in the petitions that were circulated, neither positive or negative. Mr. Ready asked when will the State decide on the application and Mr. Shanahan said he does not know, but that they want the Board's endorsement for a joint private/public application.
Member Reports	Under reports, Mr. Johnson said that he would like to compliment the crew from the Billerica House of Correction who painted the Town Offices, and also compliment Mr. Lynch and the janitorial staff. He reported that re the Senior Citizen Center, further engineering work has to be done on the site, and they hope to meet with the Planning Board on April 27.

Mr. Johnson then said that he has enjoyed working with Mr. Emerson the past 3 years, and will miss him serving on the Board.

Member
Reports

Mr. Ready said that on the issue of the override, he has been talking with various groups, and on many different issues in the past 7 years people have said they would rather pay more real estate taxes than change the quality of life and services offered in Chelmsford..

The Ex. Sec. reported on a hearing by the Committee on Taxation re the Open Space Land Bank plan.

Ex. Sec.
Reports

He reported that one bid was received on each of the Fire Dept. projects - A. R. Rahimi Inc. bid \$100,000 for the construction of a metal storage building at the East station, and \$70,000 on repairs at the North Station. Both projects were bonded as capital planning articles at ATM last year. Motion by Mr. Johnson, seconded by Mr. Ready, to approve, unan.

a Bid
Awards -
Fire Dept

Mr. Lynch then summarized his ideas for setting up an Affordable Housing Master Plan Committee. He would like the Committee in place prior to the next round of funding for HOP Programs. Mr. Blomgren said he would like him to incorporate ideas from Mr. Posner and Mr. Welch, and Mr. Lynch said he will ask them to attend meetings. Motion by Mr. Ready to support, seconded by Mr. Johnson for discussion. Mr. Johnson said he wants to see input from the Town Engineer and Board of Health, and Mr. Lynch said they will be asked to critique sites. The vote on Mr. Ready motion to support the proposal was unanimously in favor.

Mr. Lynch reported that Community Teamwork needs a representative from the Town, since the resignation of Kathleen Robinson. Motion by Mr. Johnson, seconded by Mr. Ready, unan. to appoint Martin Walsh as the Town's rep.

Appointment

Mr. Lynch also reported that he has been notified by the Governor's Office that he has been appointed to a Special Commission to study affordable housing and comprehensive permit laws.

Mr. Blomgren reported that we have received letters commending the Police Dept. from Martin Posner, and a letter from Northview Realty Trust thanking the Fire Department for the quick response to a fire at Bainbridge's. He congratulated both departments for their professionalism.

Mr. Blomgren then said that this is the last meeting for John P. Emerson, Jr. as a member of the Board of Selectmen, that they both were elected 4 years ago, and he feels Mr. Emerson has given his heart and soul to the Community. He presented a plunger to Mr. Emerson to use in his work with the Sewer Commission, and then presented him with a walnut plaque commemorating his 4 years as a Selectman.

Tribute to
Selectman
John Emers

Mr. Emerson said that this is a difficult night for him - that the Community means a great deal to him, and he will continue to serve in various capacities. He said all members of the Board want to make the community better, and thanked Board members for an enjoyable 4 years. He urged members of the Community to vote Yes on the override question tomorrow.

Fire Chief Hughes read a letter from the Fire Department thanking Mr. Emerson for his support in the last 14 months.

Mr. Ready said that this is the third Board he has sat on with Mr. Emerson, and that he is the hardest working Selectman he has ever met - not only in the Town but in Middlesex County.

Under Unfinished Business Telamos had asked the Board to reconsider their CDAG application at the last meeting. Mr. Lynch said that Tom Arnold is on vacation, but he has met with Dave Dronzick of E.O. C.D. and there will be money available in the summer and additional monies for joint proposals in the fall; therefore the Board does not have to act at this time.

Unfinished
Business

Mr. Blomgren suggested that the Board hold on discussing other board's comments on the DPW Consolidation Study until after the election tomorrow, when we will know the vote on the non-binding referendum question.

Motion by Mr. Johnson, seconded by Mr. Ready, to proclaim the week of May 1 - 7 as Boosters Club Week and May 7 as Booster Club Day. Vote was unanimous in favor.

New
Business

Motion by Mr. Johnson, seconded by Mr. Ready, unanimous to contact the Conservation Commission relative to the concerns of the Police Dept. on Art. 32 re hunting and trapping.

Mr. Blomgren said that he had a note from Mr. and Mrs. Burns re Mass. Bituminous and their names should be added to the list of those opposed.

Mr. Ready said that at the Public Hearing on April 14 the purpose should be to discuss and show cause why the Mass. Bituminous license should not be rescinded, and also the abutters should be notified of the hearing.

Mr. Blomgren said that since the No Left Turn from 110 onto Billerica Road appears to be working, he would like the Traffic and Safety Committee to look into no Left Turn from Route 4 down the small street by the Center Common.

Peter Trivers, President of Telamos, spoke to the Board, stating that they have taken the CDAG application off their application to the state to put up Lamplighter Green. They do not have a sewer problem, and have met with D.E.Q.E. and the Sewer Commission. They would be glad to help the Town apply for CDAG funds in the future. Samuel Poulten, a principal in Telamos, said they can go ahead with construction without CDAG funds, that they would have turned the funds over to the Town. He is also pleased with Mr. Welch and Mr. Posner that the Mobile Home Park Tenants Association is going for State funding to purchase the park. There is a bill pending, he said, to make mobile homes classified as real estate, not personal property as they now are.

At 8:25 pm motion by Mr. Johnson, seconded by Mr. Ready, to adjourn to Executive Session to discuss strategy with regards to collective bargaining. Roll Call vote was as follows: Mr. Johnson-Aye; Mr. Ready Aye; Mr. Emerson-Aye; Mr. Blomgren-Aye. Mr. Blomgren said that the Board would not return to open session.

Adjourn to
Es. Sess.

For the Board of Selectmen, by

L. E. O. Carter

Town Clerk

**MINUTES OF THE BOARD OF SELECTMEN
REORGANIZATION MEETING
APRIL 11, 1988**

RECEIVED
68 SEP 22 PM 12:20

MEMBERS PRESENT: Mr. Blomgren, Mr. Johnson, Ms. Towle, Mr. Ready and Bradford O. Emerson. Mr. Lynch, Executive Secretary was also present.

Mr. Blomgren thanked the BOS for allowing him to be Chairman. Mr. Johnson thanked Mr. Blomgren for a very professional job. Mr. Blomgren opened nominations for Chairman.

CHAIRMAN: Mr. Johnson nominated Dennis J. Ready as Chairman, 2nd Ms. Towle, unanimous.

Mr. Ready thanked the BOS for their confidence and thanked Mr. Blomgren for a good job as Chairman. Mr. Ready presented Mr. Blomgren with a plaque and gavel.

Mr. Ready congratulated Ms. Towle on her return to the BOS and welcomed Mr. Emerson back.

VICE CHAIRMAN: Mr. Emerson nominated Henrick R. Johnson, Jr. as Vice Chairman, 2nd Mr. Blomgren, unanimous.

CLERK: Mr. Johnson nominated Bonita A. Towle as Clerk, 2nd Mr. Emerson, unanimous.

REPORTS - MR. BLOMGREN - Reminded everyone of the meeting on April 14, 1988 regarding drug and alcohol awareness at 7:30 p.m. in Room 111. He stated that there might be a representative from the Governor's Council present. Mr. Blomgren also reminded everyone that there would be a public meeting to discuss Massachusetts Bituminous Products on Thursday, April 14, 1988 at 8:00 p.m.

NEW BUSINESS - MS. TOWLE - Ms. Towle made a motion to get a status update from the Board of Health regarding a home on Gorham Street with foul odors caused by farm animals, 2nd Mr. Blomgren, unanimous.

NEW BUSINESS - MS. TOWLE - Stated that there had been another accident at the curve on Riverneck Road and asked if there was anything that could be done to lessen the danger. Mr. Blomgren stated that the Town Engineer had made a report on this matter and asked Mr. Lynch to bring back an action plan to the BOS.

NEW BUSINESS - MR. EMERSON - Requesting getting together with the BOS to bring him closer to understanding the budget before Town Meeting. Mr. Ready stated that there will be a work session on April 12, 1988.

FIRE DEPARTMENT - William Dalton, President of Fire Fighters Union, was present along with 5 other Fire Fighters. Mr. Dalton requested time to read the highlights of his statement. This statement was a result of a newspaper article which quoted Mr. Lynch as saying that the Chelmsford Fire Fighters had not bargained in good faith with the Town. The statement details everything that has transpired since October 20, 1987 when the Fire Fighters first requested negotiations. Mr. Dalton stated that the statement shows that the Union has sat down with the Town and negotiated and dropped almost all of their 28 issues. Mr. Dalton stated that at the last meeting the only issue left was salaries at which time Attorney Moschos would not accept the offer. Mr. Dalton feels that the statements made by Mr. Lynch in the newspaper were unfair. The Fire Fighters feel that they have made every effort to be fair. Mr. Dalton stated that to date, \$3,000 have been expended on legal counsel and they are no closer to completing negotiations. Mr. Dalton feels that both parties should sit down and hammer out a negotiating package without legal counsel. If legal questions should arise, then bring in legal counsel. Mr. Dalton stated that morale has dropped off. This is not fair to Town or the Fire Fighters. Mr. Dalton stated that the Fire Fighters have dedicated their lives to the Town and the Fire Department.

Mr. Ready stated that the BOS will read the letter. Mr. Dalton then requested a meeting with the full Board of Selectmen, without legal counsel, to sit down to discuss what has been happening at the meetings. Ms. Towle stated that she is the liaison, she has been chosen by the BOS to represent them and at this time it is not necessary to involve the BOS. Ms. Towle stated that she did not speak at the negotiating sessions as she was advised not to. Ms. Towle wishes to continue representing the BOS in negotiations.

Mr. Blomgren made a motion to have legal counsel come in during Executive Session and explain the issues regarding negotiations and advise Ms. Towle as to how to represent the BOS, 2nd Mr. Johnson, unanimous. This Executive Session will be scheduled for Tuesday, April 19, 1988.

Mr. Johnson stated that he feels that he is not in the labor negotiating practice. He does not know if it is a problem with the lawyers having personality problems, however, he does agree that it has taken far too long.

7:50 P.M. MOTION TO ADJOURN - Mr. Johnson made a motion to adjourn the meeting, 2nd Ms. Towle, unanimous.

For the Board of Selectmen

Beth A. Cutrumbes
Beth A. Cutrumbes

RECEIVED
88 SEP 22 PM 12:35
TOWN OF CHELMSFORD
TOWNSHIP CLERK

BCC Mtg.
April 14, 1988

Meeting of the Board of Selectmen held Thursday, April 14, 1988 at 8:00 p.m. in the Town Offices Gymnasium. Members present were: Mr. Ready, Mr. Johnson, Miss Towle, Mr. Emerson and Mr. Blomgren.

Mass. Bit.
Pub. Hrg.

Chairman Ready called the meeting to order at 8:05 p.m. He stated that the procedure will be the presentation by Mass. Bituminous Products, questions by the Board, questions by the neighborhood reps, and further Board questions. He asked that proponents speak first, then opponents to the operation, giving name and address when speaking.

Attorney James N. Geary, Jr. introduced Robert Pereirra, President of Mass. Bituminous, Russell Webster and Mike Mancuso, Plant Manager. Atty. Geary gave an update on the progress the firm has made since November, 1987 and then gave a brief history of Mass. Bituminous, stating that Mr. Pereirra and the late Fred Parella bought the Bellville asphalt plant, tore it down and built Mass. Bituminous. They received approval from the Conservation Commission, the Planning Board of Health and Board of Selectmen, after lengthy hearings and litigation against the Town and Mass. Bituminous. He stated that he had D.E.Q.E. reports at the meeting last November, and over the winter went forward with improvements on the issues of odor, noise level, road dust and traffic.

Mr. Pereirra, the President of Mass. Bituminous, representing Middlesex Corp and Highway Paving then spoke, stating that this is the first time he has presented his case to the public. He gave his background stating that he has been in business in Chelmsford for 12 years, and has fulfilled all his promises and obligations to his neighbors. The D.E.Q.E. says the plant meets or exceeds all emission standards, and they are spending \$1 million to update the operation to solve the problems of odor and noise, and have installed a sprinkler system to control road dust. Mr. Pereirra said he feels there are basic questions. 1. What does the plant contribute to the Town? He said his 3 corporations paid taxes of 1,650,000 in 1987 and employ over 200 people. They can produce asphalt products at lower cost. Middlesex Paving has contracts for Routes 129 and 3 and local sewer contracts. They also recycle excavated materials, and have sold \$550,000 to the Town in the past 2 years.

2. He said that the plant does have more traffic than originally estimated, that the demand for the product has grown. He realizes there is more traffic than in 1985 on Route 110 but he feels this is not just due to his plant, since there is more traffic all over Town. He said they have tried to be good cooperative neighbors and invited the Board members and concerned citizens to attend their Open House June 25 from 11 am - 3 pm.

Russell Webster spoke, stating that it is his business to design and construct asphalt plants, and that he has worked since November to reduce noise, odor and blue smoke at Mass. Bituminous. He said they conform to D.E.Q.E. regulations and he and the plant manager have studied the newest proposed equipment. He listed improvements made including a concrete sound barrier on the southerly side of the property.

Plant Manager Mike Mancuso then spoke, saying that he has been in the business for 20 years, and went with Mass. Bituminous in 1985, and that he is proud of the facility. He said that they have bought a street sweeper to cut down on the dust, and now have natural gas as their primary fuel. Attorney Geary then showed graphs from the Boston Globe indicating that there is a regional boom in construction.

tion contracts, and asked for the Board's support for this operation.

Mr. Ready asked for the completion date for the improvements and was told hopefully by the end of May. Mr. Johnson noted that 4 years ago the Planning Board was concerned about the traffic, with an estimated 242 trips per day and that the Town Engineer's counts last summer showed traffic considerably higher. He asked what is the projection for truck trips in the future. Atty. Geary said that there has been a much greater demand for the product than anticipated, but they don't expect the Town to have any major problems. Drivers will be fined if they are driving unsafely and they can work with the Police Dept. regulating the number of trucks going to the plant.

Mr. Johnson asked the hours of operation and Atty. Geary said from 5:30 am until 3:30 pm when the final run is made. The plant closes at 5:30 pm, with maintenance done before and after those hours. They will work 5 or 6 days per week, and on Sundays in the Fall. Atty. Geary said they will try to regulate their peak traffic hours with the lower Town hours. Mr. Blomgren then asked for a show of hands in support of the plant - most hands were raised, and he noted that less than 1/4 of them lived in Town.

Mr. Blomgren referred to a report from Mr. Geary to Mr. Lynch dated January 11, 1988. Mr. Webster commented that there is no way to measure odor. Mr. Blomgren said that there are many concerned citizens in the area, that they can't put a baffle around the trucks when they leave Oak Street, and that soot from emission is still a problem. He referred to letters of June, 1985, December, 1986, and August, 1987, all referred to Traffic, Odor and noise. He questioned the taxes paid asking how much came to the Town, and Atty. Geary said he would get these figures.

Mr. Ready said that a major complaint is the empty trucks going in early in the morning are very noisy, and asked if they could use Route 3 to get to Progress Avenue. Mr. Geary said this could be a possibility in non-peak hours.

plan

Thomas Harrington, 18 Singlefoot Road said that several weeks ago he had presented a petition with more than 400 signatures of persons opposed to the plant, mostly neighbors who are concerned with the negative quality of the environment. The petition asked the Board to ask Mass. Bituminous to attend a meeting with a corrective action and for the Board to rescind their operating license until corrective actions are in place. He asked Mr. Perierro to respect the neighbors' rights as they do his, and asked the company to voluntarily suspend operation until actions are taken and verified.

Mr. Ready answered that the Board is holding a hearing as requested, and as far as rescinding their license the Board has no rescinding power. He read a letter from Town Counsel James Harrington, which stated that the rescinding power lies with the Building Inspector, Board of Health, D.E.Q.E. and the E.P.A. He added that Mass. Bituminous is here tonight on a voluntary basis.

Mr. Blomgren stated that we won't know what the corrective actions will do until they are complete, but he thinks they are moving in a positive way.. Mr. Harrington commented that the hours of operation could be improved, and Mr. Geary said he and his clients will be glad to stay as long as necessary to discuss this with the neighbors. Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to form a committee of a Selectman and a neighborhood group and the plant owner and manager, and asked neighbors to volunteer for a Neighborhood Awareness Committee.

Anthony Zagzoug, Building Inspector, was present and referred to his report stating that Mass. Bituminous is in compliance with all variances and special permits issued by various Boards, and will be finishing their drainage system. They have been issued permits for new equipment to abate odor and install a sound barrier.

Richard Day, Public Health Director, was present and said he has received complaints and has been dealing with the issue. He referred to his report, noting that he had inspected the plant on March 31 and found the facility has been upgraded significantly and work in progress. Mr. Geary said they are putting in the equipment as promised.

At 9:30 PM Mr. Ready attempted to close the hearing but several more residents wished to speak. Motion by Mr. Johnson to let 2 or 3 residents speak, but no second to the motion. Motion by Mr. Johnson to have a 5-minute recess, seconded by Miss Towle, unanimous.

Recess

Hearing Re-convened

At 9:35 pm Mr. Ready reconvened the hearing. Motion by Mr. Johnson, seconded by Mr. Blomgren for discussion, to allow 2 or 3 more residents to speak. Mr. Blomgren said he thought the discussion was positive until the recess, and still favors working with a smaller group. The vote on Mr. Johnson's motion was unanimously in favor of letting other residents speak.

Residents Input

Barbara Ward, 15 Pinewood Road, speaking as a neighbor and member of the School Committee said that by 7:00 am the trucks must pass at least 2 school bus stops going either way, and she is appalled by the number of trucks that don't stop coming out of Oak Street, although there is a Stop sign there. She asked the Board to have the Traffic and Safety unit check this area more often. Mr. Blomgren quoted from a letter from Mr. Geary re a School Bus Stop Committee and asked Mrs. Ward to ask the School Committee to appoint a member to serve on the committee.

James Orvist, 65 Tadmuck Road, said he is concerned about the smell and pollution.

Bill Bradbury, 3 Autumn Lane, asked what is the limit on truck traffic. Can't the Town do anything about it, and he wants to hear figures and results. He wants to focus on results, not actions.

Judith Francesconi, 2 McCormick Lane, said she is concerned about her well, and what if the tank holding the asphalt should break.

Dave McLaughlin, 110 Garrison Road, thinks we are using band-aid tactics and maybe should plan on a long term relocation of the plant.

George Gordon, 285 Littleton Road, feels that Mass. Bituminous has tried to correct the situation, but he would like another meeting after the plant is back in operation. He also objects to the Sunday operation.

The Board agreed that a priority item is to send a letter to Chief McKeon telling him not to issue any more Sunday permits to Mass. Bituminous.

Stephanie Martin, 22 Rack Road, complained that the trucks are coming through the Hitchin'Post area, where there are many children playing and riding bikes.

Motion by Mr. Blomgren, seconded by Mr. Johnson, unan. that Mass. Bituminous be told not to use residential streets as access roads to their projects.

Jacqueline Caelin, 4 Autumn Lane, complained about the smoke and odor and is hopeful and encouraged with what Mass. Bituminous is trying, but wants some recourse if their steps don't work. She is also concerned about truck traffic and asked how we could limit the number of trucks - she had counted 92 in one hour.

Board Reports

At 10:00 pm the Board continued their regular meeting. Mr. Emerson reported that the Board had a Work Session last night and went over the line item changes in the budget. Art. 10 - closing the Swain Road landfill - borrow \$100,000 for one year, and raise and appropriate \$100,000 by taking \$60,000 from the Fire Dept., \$20,000 from each the Bldg. Dept. and the Highway Dept. Mr. Blomgren said he feels that we are only delaying by taking the \$100,000, and just will add to next year problems. He feels we should deal with the shortfall this year.

Mr. Ready said that if we borrow, we would have to borrow \$200,000 and give the School Dept. \$120,000, which would raise our debt.

Mr. Emerson said he wants to minimize the severeness of any cutbacks.

Mr. Blomgren said we have promised to make cuts and should do so, and Miss Towle said she agreed. Mr. Johnson said that the Bldg. Dept. is a revenue generator and he would prefer not to make cuts there.

Mr. Ready said if we have the money, would add this \$20,000 back to the budget, and will set a priority for the Bldg. Dept.

Budget Discussion

Mr. Johnson said that the Board should establish priorities - Bldg. Dept., Fire Dept. and Highway Dept, and that we should avoid a lay-off in the Bldg. Dept. for the first half of the year. Mr. Lynch said he wants to re-work some numbers for that department.

Mr. Blomgren reported that he had attended a Drug Awareness Meeting and they will be meeting again. He asked Mr. Lynch to look into re-instating the Drug and Alcohol Awareness Committee.

New Business

Mr. Ready reported that he had spoken with the School Committee re Mr. Brough's resignation. Anyone interested should send a resume to the School Committee or the Board of Selectmen. Motion by Mr. Johnson seconded by Miss Towle, unan. to notify the School Committee that we would like to meet with them on May 9th to make the joint appointment and that the Board does not feel they need to interview candidates, but the School Committee is welcome to interview if they want.

Appointments

Motion by Mr. Johnson, seconded by Mr. Emerson, to re-appoint Steven Lyons and Dennis J. Ready to the Chelmsford Center Industrial Sewer Commission.

New Business

Motion by Mr. Johnson to write to the Planning Board, Building Inspector and Town Counsel re our abandoned car by-law, making it a priori by-law to be enforced, and ask them to put down their thoughts and see if they could be implemented, seconded by Mr. Emerson, unan. Board members agreed that the present zoning by-law is much too permissive. Mr. Lynch said it could be put on the warrant for the May 9 Special Town Meeting, but the Planning Board would not have time to hold a public hearing. Mr. Johnson recommended saving it for the Fall STM.

Mr. Johnson moved that the Board and also residents keep a list of landscaping areas that need re-furbishing, i.e. Exxon Station on Chelmsford Street and send them letters asking them to spruce up their properties, seconded by Mr. Emerson, unan.

Mr. Johnson also moved to send letters to those concerns that are doing a good job keeping up their properties, seconded by Mr. Blomgren, unan.

Motion by Mr. Emerson, seconded by Mr. Blomgren, unan. to write to the Town Treasurer asking him to consider staying open on Wednesdays for the next few weeks while taxes are due, saying that the BOS office has been receiving suggestions that this be done.

At 10:35 p.m. motion by Mr. Johnson, seconded by Miss Towle, unan. to adjourn.

For the Board of Selectmen, by

Judith E. Cate

RECORDED
88 AUG -8 PM 3:27
CLERK

Town Clerk

MINUTES OF THE BOARD OF SELECTMEN
APRIL 19, 1988

RECEIVED
83 SEP 22 PM 12:20

MEMBERS PRESENT: Mr. Ready, Mr. Johnson, Ms. Towle, and Mr. Emerson. Mr. Blomgren was absent. Mr. Lynch, Executive Secretary was also present.

CALL TO ORDER: Mr. Ready called the meeting to order at 7:30 p.m.

REPORTS - MR. JOHNSON - The Council on Aging is concerned with the proposed budget cuts. Their budget is being cut over 10%. Mr. Johnson would like the BOS to find ways to take cuts to 5-6%. Mr. Johnson requested that Mr. Lynch look into the budget to find \$5,000 for the Council on Aging. Mr. Ready stated that the BOS and Mr. Lynch have a priority list to try to come up with extra money. Mr. Johnson made a motion to tack the Council on Aging on the end of the list of priorities to find extra money, 2nd BAT, unanimous. Mr. Emerson stated that the BOS could not make any promises because to find money means taking it away for something else. Mr. Johnson is concerned with special interests group at Town Meeting.

7:35 P.M. - MIKE LUCAS, CABLE 43 GOLF PROMO - Mr. Lucas was not present at this time.

REPORTS - MR. JOHNSON - Re: Discussion of Warrant Articles. Mr. Johnson felt that due to the constraints of 2 1/2 the position of Personnel Director should not be created. The creation of this position does not show fiscal responsibility. Mr. Ready stated that he would entertain a motion to postpone the hiring until after the budget is set at Town Meeting. Mr. Ready did not want to cut this position without Mr. Blomgren being present. Mr. Emerson felt that in view of talking about lay-offs of firefighters and other employees, creating a new position is entirely wrong. Mr. Emerson wanted to cut the position now. Mr. Ready made a motion to postpone this matter until April 25, 1988, 2nd Ms. Towle, unanimous.

STREET ACCEPTANCES - Autumn Lane - James Pearson, Town Engineer, recommended acceptance of Autumn Lane. Mr. Johnson made a motion to approve the recommendation of the Town Engineer to accept Autumn Lane, 2nd BAT, unanimous.

Higate Road - Mr. Johnson made a motion to accept Higate Road, 2nd BAT, unanimous.

7:45 P.M. - PUBLIC HEARING - SEAFOOD LICENSE - Attorney Joseph B. Shanahan, Jr. was present representing Daniel Goodwin and John Mantville for a Common Victualler's License for a seafood restaurant at 83 Parkhurst Road. Mr. Shanahan submitted the

certified mailing return receipts. Mr. Shanahan stated that Mr. Goodwin is experienced in the restaurant business and Mr. Mantville is experienced in sales. Mr. Shanahan stated that they have the proper floor plan with 1/3 for tables and seating. They have installed the proper grease trap as approved by Richard Day, Director of Health. There will be a lobster tank and display counter, walk-in cooler and restrooms. Mr. Shanahan feels this is a likely location as there are no other comparable facilities close by. They did obtain a Special Permit from the Board of Appeals and the appeals period has expired with no opposition. The hours of operation will be Sunday, 12:00 p.m. to 8:00 p.m.; Monday thru Wednesday, 10:00 a.m. to 8:00 p.m.; Thursday thru Saturday 10:00 a.m. to 9:00 p.m. Mr. Shanahan stated that at this time they would not be going for a Beer & Wine License, however, they may in the future. There was no opposition from the floor regarding this public hearing. Mr. Johnson made a motion to approve the Common Victualer's License, 2nd BAT, unanimous.

8:00 P.M. - PRINCETON LOUNGE - PLEDGE OF STOCK - Attorney Bernard Rome, 11 Beacon Street, Boston, MA 02108, was present representing Chesterhill Mortgage Corporation and Chris Demogenes. Mr. Demogenes is now a 50% stockholder. Mr. Rome presented the BOS with the certified mailing return receipts notifying the abutters of the meeting. The Princeton Lounge is in the process of the improving the restaurant. They want to put the liquor license up for collateral for a second mortgage. Mr. Johnson stated that he has a problem with pledging liquor licenses as the BOS loses control over the license. Mr. Ready was concerned that Mr. Rome was representing the mortgage company and Mr. Demogenes, a 50% stockholder. Mr. Ready asked where the other 50% stockholder was. Mr. Rome stated that Bob White was away but has signed the necessary paperwork. Mr. Johnson wanted to see Mr. White and Mr. Demogenes together so that the BOS could question them. Mr. Emerson stated that the improvements to the Princeton Lounge were apparent and long over due, however, the application did not seem to be in proper order. Mr. Johnson made a motion to table this matter and ask Mr. White and Mr. Demogenes to appear before the BOS and to set up proper public hearing at a later date, 2nd Ms. Towle, unanimous. Mr. Rome asked to have this matter advertised and put on the 5/9/88 agenda.

8:15 - TOWN-OWNED LAND - Steven and Carol Baraldi, interested in Lots 46, 47, 56 and 57 on Map 168. The lots are not buildable. Mr. Johnson made a motion to approve based upon having the milar stamped "NOT A BUILDING LOT" by the Planning Board, 2nd BAT, unanimous.

Max and Cindy Jordan, 50 Hall Road, interested in 2 lots that abut their property. Mr. Johnson made a motion to approve based upon having the milar stamped "NOT A BUILDING LOT" by the Planning Board, 2nd BAT, unanimous.

Steven Masse was not present. Mr. Johnson made a motion to deny approval, 2nd BAT, unanimous.

John Smith was not present. Mr. Johnson made a motion to deny approval, 2nd BAT, unanimous.

Angela DeRugo was not present. Mr. Johnson made a motion to deny approval, 2nd BAT, unanimous. Mr. Emerson abstained.

Kevin Bevis was present with his Attorney, Charles Merrill. He is interested in Lot 76, Map 45, Shore Drive. Mr. Johnson made a motion to approve based upon having the milar stamped "NOT A BUILDING LOT" by the Planning Board, 2nd BAT, unanimous.

Michael Jamgozian was not present. Mr. Johnson made a motion to deny approval, 2nd BAT, unanimous.

Erroll Flynn was not present. Mr. Johnson made a motion to deny approval, 2nd BAT, unanimous.

Mr. Lynch will contact the absent residents again to come to the meeting of 5/25/88.

REPORTS - MR. JOHNSON - RE: MASS. BITUMINOUS ADVISORY COMMITTEE
- Mr. Johnson made a motion to appoint the following to the Mass. Bituminous Advisory Committee: Margaret Bradbury, 3 Autumn Lane; William Bradbury, 3 Autumn Lane; Frank Earley, 5 Johnson Road; Steven Temple, 17 Pinewood Road; Robert Yetman, 75 Hunt Road; Thomas E. Harrington, 18 Singlefoot Road, Jacqueline Carlon, 4 Autumn Lane, Bradford O. Emerson, 30 Lantern Lane and Robert Periera, The Middlesex Corporation, 17 Progress Avenue, 2nd Ms. Towle, unanimous.

REPORTS - MR. JOHNSON - RE: DPW CONSOLIDATION - Mr. Johnson has a problem with the DPW creation and would like further review. Mr. Johnson made a motion to discuss this matter on 4/25/88, 2nd BAT, unanimous.

REPORTS - MR. READY - RE: SALE OF NORTH TOWN HALL - Mr. Ready stated that the Housing Authority has returned ownership of the North Town Hall. Mr. Johnson made a motion to put an article on the Special Town Meeting to grant permission to sell, 2nd BAT, Mr. Emerson stated that selling maybe the answer, however, he would like to get some input from the residents of North Chelmsford as to how they would like to see it used. Mr. Emerson made a motion to schedule a meeting for the proposed use of the North Town Hall at the Congregational Church or St. John's Church, 2nd BAT, unanimous.

REPORTS - MR. LYNCH - RE: CHINESE ART EXCHANGE - Mr. Lynch wanted to remind the BOS that there would be a Chinese art exchange on 4/21/88 with a reception beginning at 11:30 a.m. at Bainbridge's Restaurant at The Mill.

REPORTS - MR. LYNCH - STUDENT GOVERNMENT DAY - Mr. Lynch reported that Student Government Day would be held on 4/28/88. Mr. Lynch sent an invitation to the students to attend the 4/25/88 BOS meeting.

REPORTS - MR. LYNCH - RE: ROUTE 129 IMPROVEMENTS - Mr. Lynch reported that he received favorable correspondence from the Executive Office of Communities and Development that Chelmsford's request for funds for the reconstruction of Route 129 has been approved. This project has been added to the Department's Five Year Program of Federal Aid Projects.

REPORTS - MR. LYNCH - RE: EOCD - Mr. Lynch requested permission from the BOS to submit an application to EOCD for funding the Affordable Housing Master Plan in the amount of \$30,000. Mr. Johnson made a motion to approve Mr. Lynch's request, 2nd Ms. Towle, unanimous.

ANNOUNCEMENT - Mr. Lynch announced that the BOS has received correspondence from Massachusetts Electric regarding their vegetation management plan. The herbicide treatments will be applied along a line that runs easterly down Meadowbrook Road, a line that runs northwest from School Street to Middlesex Street and a line that runs northwesterly from Garrison Road across to Brick Kiln Road. The treatments will be made with Garlon 4 and Tordon RTU which are EPA approved.

APPOINTMENTS:

ANIMAL INSPECTOR: Mr. Johnson made a motion to appoint Dr. Martin A. Gruber, 11 Fletcher Street, Chelmsford, as Animal Inspector, 2nd Ms. Towle, unanimous.

AFFORDABLE HOUSING MASTER PLAN COMMITTEE: Mr. Johnson asked if the BOS was being premature in forming this Committee. Mr. Lynch stated that this is the first step in the funding application. Mr. Johnson made a motion to appoint Jonathan Stubbs, 121 School Street; Sam Brink, 33 Clarissa Road; Dennis J. Ready, 2 Abbott Lane; and Bernard Lynch, Executive Secretary, 2nd Ms. Towle, unanimous. Mr. Ready abstained.

POLICE MATRON: Mr. Johnson made a motion to appoint Donna Ann Fox, 3 Dillworth Street, Billerica, Mass., as Police Matron, 2nd Ms. Towle, unanimous.

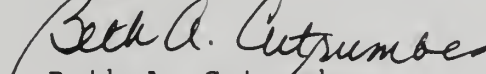
AUXILIARY POLICE: Mr. Johnson made a motion to appoint Sylvia Mary Toumayan, 31 Mission Road, North Chelmsford, as an Auxiliary Police Officer, 2nd Ms. Towle, unanimous.

GREAT BROOK STATE PARK ADVISORY BOARD: Mr. Johnson made a motion to appoint Bruce S. Gullion, 16 Kensington Drive, Chelmsford as a member of the Great Brook State park Advisory Board, 2nd Ms. Towle, unanimous.

DEPARTMENT OF PUBLIC WORKS CONSOLIDATION: Mr. Emerson asked for clarification as to how the 3 water departments will be brought together since they are hostile to the idea of consolidation. Mr. Ready stated that there was a non-binding question on the ballot and an article on the Annual Town Meeting warrant which will request the legislation to begin since we have no charter. Mr. Emerson asked what the wording of the article is. Mr. Lynch stated that Article 15 proposes "to see if the Town will vote to direct the BOS to petition the Great and General Court of the Commonwealth to combine the 3 water districts currently in the Town to a single entity known as the Chelmsford Water Department operating under the control of the Town Meeting...". Mr. Emerson asked how the water departments will be consolidated since they did not volunteer to do this. Mr. Ready stated that the state legislature would vote the combine.

MOTION TO ADJOURN: Mr. Johnson made a motion to adjourn at 9:00 p.m., 2nd Ms. Towle, unanimous.

Submitted for the Board of Selectmen


Beth A. Cutrumbes

The first part of the paper discusses the importance of maintaining accurate records of all transactions. It is essential for the business to have a clear and concise record of all income and expenses. This will allow the business to track its financial performance over time and identify areas for improvement. The second part of the paper discusses the importance of maintaining accurate records of all assets and liabilities. This will allow the business to track its net worth over time and identify areas for improvement. The third part of the paper discusses the importance of maintaining accurate records of all taxes paid. This will allow the business to track its tax liability over time and identify areas for improvement. The fourth part of the paper discusses the importance of maintaining accurate records of all debts. This will allow the business to track its debt liability over time and identify areas for improvement. The fifth part of the paper discusses the importance of maintaining accurate records of all equity. This will allow the business to track its equity over time and identify areas for improvement. The sixth part of the paper discusses the importance of maintaining accurate records of all other financial information. This will allow the business to track its overall financial performance over time and identify areas for improvement.

Town Clerk

BOS Mtg.
Apr. 25,
1988

Regular meeting of the Board of Selectmen held Monday, April 25, 1988 at 6:45 p.m. at the McCarthy Middle School. Members present were: Mr. Ready, Mr. Johnson, Mr. Emerson and Mr. Blomgren. Miss Towle was out of Town. Chairman Ready called the meeting to order at 6:45 p.m.

Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to proclaim the week of April 25 - 30 as Youth Government Week.

Proclamations

Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to proclaim the week of May 1 - May 8 as National Drinking Water Week.

Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to proclaim Wednesday as Chinese Cultural Arts Exchange Day.

Minutes
Approved

Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to approve the minutes of April 4, April 11 and April 14 (Executive).

Reports -
Proposed
Meeting with
Firefighters

Mr. Johnson reported that there were several firefighters present, and they have asked to go into an Executive Session with the Board after Town Meeting ends to iron out their differences and discuss the constraints of the lack of the Prop. 2½ override. Motion by Mr. Johnson, seconded by Mr. Emerson, to do so. Mr. Blomgren said that we haven't yet gone through the process, and don't yet know the ATM results. Mr. Johnson said that our posture has changed due to the failure of the override. Mr. Blomgren stated that we could be setting a dangerous precedent by doing so, and he wants Labor Counsel and the Executive Secretary present. Mr. Emerson commented that negotiations don't seem to be going anywhere and if there is an opportunity to get together without outside help, let's try it. Mr. Johnson said let's try to get off square one - we have been hearing various rumors about proposals. Mr. Emerson said it would take less than one hour to see if the meeting will be productive. Mr. Ready said that it puts the Board in a position to make a decision right then, but Mr. Johnson said he feels it would just be educational. Mr. Blomgren commented that there has been no update in the past week, and it would be unwise for the Board to go without hearing from the Executive Secretary and Labor Counsel. Mr. Lynch said he agrees with Mr. Blomgren that it should be Executive Session. Vote on Mr. Johnson's motion to meet with the firefighters was 3 in favor, 1 opposed (Mr. Blomgren). Mr. Ready will set up a mutually convenient date with Union President Bill Dalton.

Nashoba Valley
Tech. School
Committee
Appointment

The Board then met with The Town Moderator and School Committee to appoint a member to the Nashoba Valley Technical High School Committee to replace David Snow, who resigned. This will be a one year appt. to fill out his term. Mr. McHugh took over the chair, and asked for nominations from the floor. Carl Olsson nominated John Donohoe, Jr. seconded by Mr. Ready. Vote was as follows: Mr. Olsson-Aye; Barbara Ward-Aye; Samuel Poulten-Aye; Mr. Johnson-Aye; Mr. Emerson-Aye; Mr. Blomgren-Aye; Mr. Ready-Aye. Mr. McHugh turned the chair back to Mr. Ready.

Reports

Mr. Johnson reported that since there is now a 4-way stop at Dalton Road and Stedman Street, Fred Thomas, Woodlawn Avenue, has suggested that signs be placed on Dalton Road stating that there is a 4-way stop ahead. Motion by Mr. Emerson, second by Mr. Johnson, unan. to forward the suggestion to the Traffic and Safety Committee for their recommendations.

Mr. Blomgren reported that we have received a letter from the Police Dept. regarding the Cambodian Temple on Quigley Avenue regarding problems with their last celebration, which got out of hand and there were not adequate safety provisions. Motion by Mr. Emerson, second by Mr. Johnson, unan. to invite the leaders of the Temple and the Police Chief to attend the meeting to be held in North Chelmsford re the sale of the North Town Hall to discuss better ways of holding functions at the temple. Reports

The Ex. Sec. presented his priority list of budget changes, which includes taking \$20,000 from the Police Dept. and putting it into the Building Inspector's budget. Motion by Mr. Johnson, second by Mr. Emerson, unan. to approve this transfer. Ex. Sec. Reports

The Ex. Sec. reported that he has been talking with Bill Dalton re Hepatitis B. Preventive shots would cost app. \$7,000 and he is asking approval of the Board to seek funds for it. There are 18,000 cases of Hepatitis B nationwide yearly. Mr. Blomgren commented that if this relates to the Fire Dept. it would involve other public safety departments, and that we should ask for a report from the Board of Health and also that the Agency head (Fire Chief) should be requesting the vaccine. Motion by Mr. Johnson, second by Mr. Emerson, unan. to refer the matter to the Board of Health and ask for reports from Public Safety Department Heads.

Conservation Chairman James McBride was present to discuss Article 32 with the Board. He said that Town Counsel had drafted the article the opposite from what they want, and the amendment will include muskrats and raccoons, and will also say to be enforced by the Animal Control Officer, rather than the Police Dept. Motion by Mr. Blomgren, seconded by Mr. Emerson for discussion, to ask the Conservation Commission to reconsider the article and possibly withdraw it. Mr. Emerson asked if we are trying to prohibit trapping and hunting, or to stop one individual. Mr. McBride said they are trying to prohibit the trapping of beaver, mink and otter, that it started with one individual but has gone beyond that point. Mr. Johnson said he would like to see the article stay, and see the Town Meeting vote. Mr. Ready said he could support the amendment but hold the support of the article until it is discussed at Town Meeting. Myra Silver, FinCom member who was present, noted that if it were passed, all the trees coming into Town would have to be posted. The vote on Mr. Blomgren's motion was 2 in favor, 2 opposed. Conservation Chairman re Art. 32

The appointment to the Affordable Housing Master Plan Committee was put on Hold. Appointment

The Ex. Sec. asked that Richard Jerome be appointed to the Rent Control Board since their hearings start on May 14th. Motion by Mr. Johnson, seconded by Mr. Blomgren, unan. to advertise the position and appoint on May 2nd.

Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to appoint Karen Leonard to the Cultural Council.

Mr. and Mrs. John Smith were present to tell the Board that they want to purchase a lot of Town-owned land on Eugenie Terrace, which abuts their property. The lot is a non-buildable acre. Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to support subject to Planning Board stamping the plan "NOT BUILDING LOT". Smith - Purchase of Town Owned Land

Masse -
Purchase
of Town-
Owned
Land

Stephen Masse was present to discuss the purchase of Town-owned land on Elton Street. Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to support, provided that the Planning Board stamps the plan "NOT BUILDING LOT".

Adjourn

At 7:30 pm motion Mr. Johnson, seconded by Mr. Emerson, unan. to adjourn to attend the Annual Town Meeting.

For the Board of Selectmen, by

Judith E. Carter

Regular Mtg
May 2, 1988

Regular meeting of the Board of Selectmen held Monday, May 2, 1988 at 6:45 p.m. at McCarthy Middle School. Members present were: Mr. Ready, Mr. Johnson, Miss Towle, Mr. Emerson and Mr. Blomgren. Bernard Lynch, Executive Secretary, was also present.

Reports

Under reports, Mr. Emerson reported that he attended the first meeting of the Mass. Bituminous Advisory Group and said that they appear to have a definite problem - the committee doesn't know what they are to do. One member is a trial attorney, who interrogated Mass. Bituminous reps. He feels the Board should define the Committee's role and let them know what is expected. Mr. Johnson said he feels it is their purpose to meet with cooperation and make sure that Mass. Bituminous is doing what they promised. Mr. Emerson asked if it is their function to monitor, and Board members said Yes. Mr. Blomgren said that the Committee should document all their concerns and address the operating practices of Mass. Bituminous - timing, number of trucks, odors, etc. and also do some searching on their own. He feels that they should also look at their 5-year operating plan - that they may have outgrown the site, and the committee should realize that the problems will only get worse as the business grows - traffic, odor, etc. Mr. Ready asked Mr. Lynch to draft a charter for the Committee, to be reviewed by the Board. Mr. Blomgren and Mr. Johnson both questioned how much more traffic Mass. Bituminous can bear, and Mr. Emerson asked when does the expansion become illegal. Mr. Johnson stated that by May 30 the Committee should be looking at are they doing what they said they would do. Mr. Emerson said he feels the concerns are too much for the committee and the responsibility should be up to the Town's regulatory bodies, Planning Board, etc. He said he feels the committee should monitor, not be vigilantes.

Roadside
Vendors'
Applications

The Board then met with Janet Cunningham, who has filed an application to sell flowers and balloons at 166 Middlesex Street, a used car dealership. She would sell flowers on Fridays, Saturdays and Sundays from a table with an umbrella, not a permanent structure. Mr. Johnson said he is concerned over the number of Roadside Vendors around the Town, and Mr. Emerson said he shares the concern, and cannot support the other application that is to be presented. Miss Towle said she does not see any problem with this application. Motion by Mr. Blomgren, seconded by Mr. Johnson to table this until the Ex. Sec. can research any such licenses denied in the past.

John Dale was present seeking permission to sell velvet paintings at the Drun Hill Gulf Station. He has approval from the property owner.

Mr. Johnson again said he is concerned that Roadside vendor's set up businesses in competition with established merchants in Town. Miss Towle said she would be in favor of issuing this license for 3 - 6 months, not for one year. Motion by Mr. Blomgren, seconded by Mr. Emerson, to table this application until the Ex. Sec. makes his report. Mr. Ready and Mr. Blomgren said they are leaning against this permit because of the product being sold. Mr. Blomgren withdrew his motion to table. Mr. Emerson moved to deny the application. Mr. Johnson said he thinks it is only fair to table. Mr. Emerson withdrew his motion to deny. Motion by Mr. Blomgren, seconded by Mr. Johnson, unan. to table until the next meeting. The Board indicated to Mr. Dale that they would probably not grant the license.

Roadside
Vendors
Licenses

The Ex. Sec. announced that they have finally combined the memorandum of agreement and the old contract with the Clerical Union and have the finished product for signing. Gordon Blacquier, Lorraine Parkhurst and Sandra Kilburn signed for the Union, and Board members signed. Mr. Ready thanked them for their courteousness and diligence in going through the negotiating process, and Mr. Blacquier thanked the Board and Mr. Lynch.

Signing of
Clerical
Union
Contract

Joseph B. Shanahan, Jr. was present to discuss the sale of Town-owned land to his clients, the Dirubbo family. They own land at the intersection of Groton and Swain Roads. They had originally owned 2 acres but in 1949 the Town took a strip which is at the end of Swain Road and bisected their property. They were told that the Town would deed this strip back to them, but there is no record of this at Town Hall. Mrs. Dirubbo wanted to build a house under a variance for an isolated lot. When the Master Plan was passed in 1986, the lot became not a building lot, and the Dirubbos are now looking for 6500 square feet of the abandoned road to add to the 8500 square feet which they own. Mr. Johnson asked if the Town has the right to sell this land, and Mr. Shanahan said Yes, if the Town owned the fee, by Town Meeting vote. If not, the abutters own to the middle of the road. Motion by Mr. Johnson, seconded by Miss Towle, to support this article. Vote was 4 in favor, 1 abstention (Mr. Emerson). Atty. Shanahan said that they will still have to go through Land Court, and that if Article 38 passes at Town Meeting, the parcel can be put out for bid.

Sale of
Town-owned
Land -
Dirubbo

Mr. Blomgren reported that there is a meeting of the Drug and Alcohol Awareness Committee on Wednesday.

Reports

Mr. Blomgren handed out a matrix he has developed for the vacancy on the School Committee. Mr. Ready said he finds it hard to see that the School Committee had set a deadline of April 29 for applications when they haven't officially yet notified the BOS of the vacancy. The Board had voted not to interview the candidates, but individual Board members may attend the School Committee's interviews.

Mr. Lynch reported that Mr. Emerson was notified of the possibility of obtaining a front end loader at the Mitre Corp. in Bedford, and he Mr. Emerson and Mike Crory went to Bedford on Friday to see it. It is a 1962 front end loader that Mr. Crory will purchase for \$750.00.

Ex. Sec.
Reports

Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to appoint Richard Jerome, Crooked Spring Road, to the Rent Control Board.

Appoint-
ment

Motion by Mr. Johnson, seconded by Miss Towle, to issue a 1-day Auctioneer's license to James Torteson to be used at Aldersgate Methodist Church on May 14 from 10am to 3pm.

1-day
Auctioneer's
License

School Committee member Samuel Poulten said that the School Committee is going to interview all the candidates, but not vote to support any one. They won't come in with one candidate only.

Warrant
Article
Discussion

The Board then discussed warrant articles. Art. 15, the consolidation of water districts - Mr. Emerson said that is much anger and frustration regarding the manner in which the consolidation proposal came about, and that the departments and commissions feel it was crammed down their throats. Mr. Emerson then moved to table both articles 14 and 15 and refer them to the Charter Commission, seconded by Mr. Johnson for discussion. Mr. Johnson said he feels that this issue is very sensitive to the Cemetery Commissioners, that they feel they didn't have any input into the report. He also doesn't feel that the final report is what the community is looking for. Mr. Ready said he has two concerns - that the two articles are being combined, and that a table on Art. 15 could be a delaying tactic.

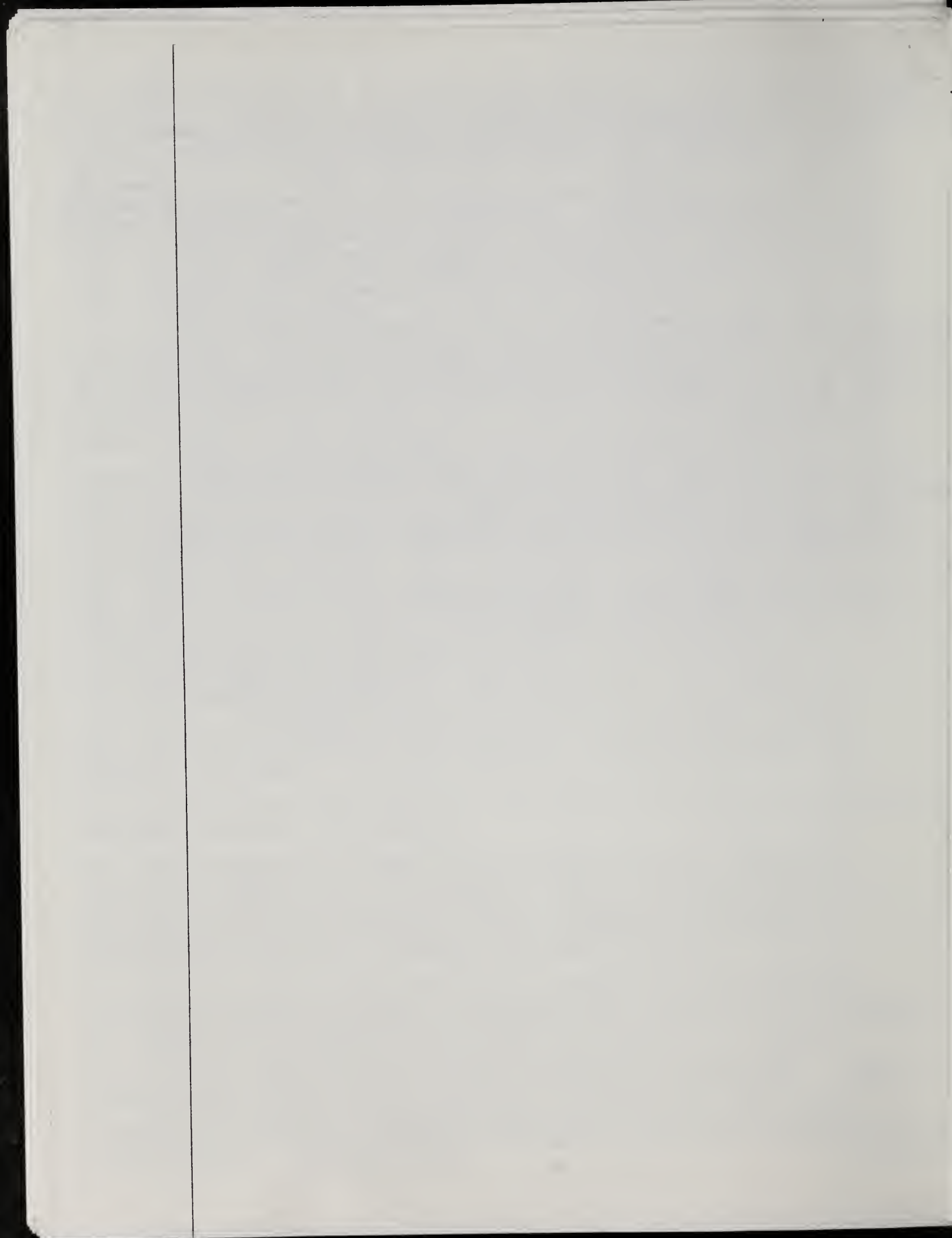
Water Commissioner Ronald Wetmore was present and said that the districts would not back down if the articles were tabled - that they would cooperate during the next year, that they are irritated with the method used, that they wanted to be consulted and feel that the proper avenues should be taken.

The vote on Mr. Emerson's motion to table and refer to the Charter Commission Articles 14 and 15 was 3 in favor, 2 opposed (Mr. Blomgren and Mr. Ready).

At 7:35 p.m. motion by Mr. Johnson, seconded by Miss Towle, to adjourn to the Annual Town Meeting.

For the Board of Selectmen, by

Edith E. Carter



Town Clerk

RECEIVED

88 JUN -7 PM 3:52

MASS. ELECTRIC
TOWN CLERK

Regular meeting of the Board of Selectmen held Monday, May 9, 1988 at 6:45 p.m. in Room 101, McCarthy Middle School. Members present were: Mr. Ready, Mr. Johnson, Miss Towle, Mr. Emerson and Mr. Blomgren. Bernard Lynch, Executive Secretary, was also present.

BOS Mtg.
May 9, 1

Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve the minutes of April 25 and May 2, 1988.

Minutes
Approved

The Mass. Electric Company area engineer was present with several petitions to place underground conduit. The first petition was to place one pole on Harvey Road. Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve. Mr. Emerson said he would not approve any work by Mass. Electric until something was done about the dead tree stump with a guy wire at Worthen Street and North Road. The engineer said this is the first he has heard of it and will check it in the morning.

Mass. El
Petition

The second petition was on Concord Road and Harvey Road, where they want to take out a feeder. Motion by Mr. Johnson, seconded by Miss Towle, to approve, unan.

The next petition was on Groton Road, where a resident has requested a pole be moved that is blocking his driveway. Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve the moving of this pole. A petition was presented on Concord Road to provide service to the proposed Russell Mill Pond project. Motion by Mr. Johnson, seconded by Mr. Blomgren, to put on Hold until we can get recommendations from the Planning Board and Board of Appeals.

The last petition presented was on Twiss Road, to lay underground cable to serve a new subdivision, Waterford Place. Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve.

Public Hrg.
China De-
light
Common
Victualer
License

A Public Hearing was then held on the application of Richard Eng for a Common Victualer's license to be exercised on the premises to be known as China Delight, Courthouse Square, 83 Parkhurst Rd. Attorney Joseph B. Shanahan, Jr. represented Mr. Eng, noting that client has a proven track record with the Hong and Kong Restaurant. He presented the Return Receipt cards, indicating notice of the hearing had been sent, said that China Delight is planned basically for to sell out Chinese food, with chairs and tables for 30, and the layout is similar to the other 2 restaurants in the Mall - Popeye's and Sea Connections. No one present spoke in favor of or opposition to the application. Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve the granting of the license.

Joint Mtg.
w/School
Committee
for
Appointment

The Board then met with the School Committee for the purpose of appointing a 5th School Committee member to replace James Brough, resigned in April. School Committee Chairman Carl Olsson noted that the Committee has not interviewed one of the applicants, Elias Sa and asked if the BOS wishes to do so. Mr. Ready said No, all the members know Mr. Safdie. Mr. Ready asked for a motion to have all applicants names placed in nomination, and the School Committee said they do not have a recommendation. Names placed in nomination were C. Olsson - Wendy Marcks; Samuel Poulten - Susan Koeckhoven; Carol Meriam - Cheryl Boss; Barbara Ward - Cheryl Boss; Mr. Johnson - Dr. Elias; Miss Towle - Mr. Elias; Mr. Emerson - Mr. Elias; Mr. Blomgren - Mr. Elias; and Mr. Ready - Ms. Koeckhoven. On the second round votes were as follows: Mr. Olsson - Mrs. Marcks; Mr. Poulten - Mrs. Marcks; Mrs. Meriam - Mrs. Marcks; Mrs. Ward - Mrs. Marcks; Mr. Johnson - Mr. Elias; Miss Towle - Mr. Elias; Mr. Emerson - Mrs. Marcks; Mr. Blomgren - Mr. Elias and Mr. Ready then asked for a unanimous vote for Mrs. Marcks, which was voted.

Princeton
Lounge, Inc.
Transfer
and Pledge
of Stock

Attorney Bernard Rowe was present, representing Robert J. White and Chris Demogenes, who each retain 50% of the stock in the Princeton Lounge, Inc. A Public Hearing was held on their application for transfer of 50% of the stock to Mr. Demogenes and a pledge of the liquor license to Chestnut Hill Mortgage Corp. Mr. White was present which he was not at the last hearing, and said that this is what he wants to do. Motion to table until the Police report is received. Mr. Blomgren, seconded by Miss Towle for discussion. Atty. Rowe reminded the Board that the ownership remains in the name of the Princeton Lounge, with the stock being split 50 - 50. Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve the transfer and pledge of stock, conditional upon the BOS receiving a favorable report from the Police Dept.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to make the following appointments to the Police Dept., as recommended by the Chief: Permanent full time officers Mark W. St. Hilaire, eff. May 29; Robert V. Villare, eff. May 29; Daniel K. Houston, eff. May 30; Dr. MacKenzie, Jr., eff. May 31.

The Board then discussed Roadside Vendor's license applications, which had been presented at the last meeting. The Ex. Sec. reported that the BOS has only denied one license to sell flowers, and that was due to a parking problem. He added that Town Counsel says that the Board can deny for reasons of public health and safety.

Mr. Johnson said he would like to go on record to have the Board consider changing this by-law in the future. He feels that this type of license should be for something more like the Fourth of July - to be granted for 1 week or less, and he would like to see it stated in the future that they can be only for less than 1 week, and only in connection with a holiday, etc.

Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to grant a license to Janet Cunningham to sell balloons and flowers at 166 Middlesex Street from now through Labor Day.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to deny the application of John Dale to sell velvet oil paintings at Drum Hill.

Mr. Emerson said that regarding the Town Meeting budget, that the Treasurer had said that the health insurance work will go to the BOS the first of July and he would like to move to put the Personnel Director funds towards a person to handle the insurance. Mr. Ready said that if the position is funded, that they could appoint a temporary director for 1 year. Motion by Mr. Emerson, seconded by Miss Towle, unan. to try to fund the Personnel Director for 1 year, and if turned down, to hire a person to handle the insurance.

At 7:435 p.m. motion by Mr. Johnson, seconded by Miss Towle, unan. to adjourn to the Annual Town Meeting.

For the Board of Selectmen, by

Julie E. Carter

Regular meeting of the Board of Selectmen

~~School Comm~~

town clerk

RECEIVED

88 JUN -7 PM 3:52

TOWN OF MILFORD
TOWN CLERK

-- DOCUMENT, BY

Judith E. Carter

Regular meeting of the Board of Selectmen held Monday, May 16, 1988 at McCarthy Middle School. Members present were: Mr. Ready, Mr. Johnson, Miss Towle, Mr. Emerson and Mr. Blomgren. Bernard Lynch, Executive Secretary, was also present.

Reg. BOS
Mtg.
May 16, 1

Chairman Ready called the meeting to order at 7:05 p.m.

Under reports, Mr. Ready said that he had received a call from Rev. Minot of the Central Baptist Church, as had other members, saying he had heard it rumored that they are taking down the maple trees in front of the Old Town Hall. Reports

Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to have Mr. Lynch check into this, and to have the BOS go on record that no trees are to be removed in the Historic District unless approved by the Board.

Mr. Johnson reported he had rumors that the trash issue may be brought up tonight at the Town Meeting. Motion by Mr. Johnson, seconded by Mr. Emerson, that the Board vote not to support this, amended by Mr. Ready that if it should be brought up and passes that we will call a Special Town Meeting in July. The Board voted unanimously in favor. Mr. Lynch commented that if they put this in as a contingency on an override vote, it would put the whole budget in question. Mr. Emerson said that if they tried, there would be so much backlash that nothing would ever pass again. Mr. Johnson said he had received a call from Dan Burke, and his Committee would like to meet with the Board again. Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to ask the Blue Ribbon Resource Recovery Committee to attend the June 6th meeting.

Member
Reports

Mr. Emerson reported that the Mass. Bituminous Committee had suggest that the speed limit on Littleton Road be reduced under the present 45 mph due to all the commercial development. He asked that the mat be referred to the State DPW and the Traffic and Safety Committee for their review.

Mr. Emerson reported that the Cultural Council had received an award from the State, which they presented to the Board, and moved that the BOS send them a letter of congratulations and thanks, seconded by Mr. Johnson, unanimous.

Mr. Emerson asked when can we expect the traffic lights to be installed on Chelmsford Street, and Mr. Lynch said he had met with the Town Engineer and it is supposed to go out for bid in early June, and construction start in late July. Mr. Ready said that there will be 4 lights at the Cinema, the Mall, Howard Johnson's and Fletcher Street. Mr. Emerson asked about the intersection of Route 110 and Hunt Road, and Mr. Blomgren said that the Attorney General will have to approve Town Meeting action and we can go out for bid after July 1st.

Mr. Blomgren asked about the 911 system and Mr. Lynch said we have notified New England Telephone that the Police Station will be the Public Safety Answering Point. Mr. Blomgren recommended asking for definite commitment from the phone company.

Mr. Johnson reported on Older Americans' Day, saying he had attended the ceremonies at the Drop-In Center and that it was very crowded. He had heard that the Groton Road site is going out for bid and asked the Ex. Sec. to send a letter to Architect Steve Wojcik and the site engineer, telling them that this is a top priority item. Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to ask them and Council on Aging Director Martin Walsh to attend the June 6 meeting.

Mr. Ready reported that he went to the Cable Television Advisory Committee meeting on May 11. The School Committee has cut one television aide position from their budget. He asked the CATV Comm. to assess the impact of this cut, and it would mean no more televising of BOS, School Committee or Town Meetings. They will try to have some money transferred into the CATV budget, and it may also violate the School Committee contract with the BOS if they cut. Mr. Blomgren said he would like to know what Channel 43's total operating cost is.

Miss Towle stated under New Business that she has received complaints from several residents in the vicinity of 18 Riverneck Road complaining about a terrible odor - like raw sewage. Motion by Miss Towle, seconded by Mr. Johnson, unanimous, to send a letter to the Board of Health asking for a report.

Miss Towle said that the Gas company had been doing work on Albina Street and left a huge gully. Motion by Miss Towle, seconded by Mr. Johnson, unanimous, to write to the gas company asking them when they will be re-paved.

Mr. Blomgren stated that the Drug and Alcohol Awareness Committee was given a charter from the original committee.

Ex. Sec.
Reports

Mr. Lynch reported that we have received 3 resignations from the Holiday Decorating Committee - Dick Lahue, Dana Caffelle and Nancy Leonard.

Mr. Lynch reported that we have received a memo from the Traffic and Safety Committee recommending minor improvements at North Road and Technology Drive. They want us to ask the State DPW about cutting 4 lanes to 2 lanes at that intersection.

Mr. Johnson said he wants to congratulate Mr. Emerson on being named businessman of the year by the Chamber of Commerce.

New Business

Motion by Mr. Johnson, seconded by Mr. Ready, unanimous to appoint a sub-committee to each month pick 5 properties that are well taken care of and recognizing them. Mr. Blomgren suggested that we contact the Town of Acton and ask for details on their program of this type.

Mr. Lynch reported that we have been asked to file a joint application for an Incentive Aid Grant for an independent performance audit with the School Committee. The application is due May 26 - he could submit it and get the Board's approval at the June 6 meeting, or we could wait for the Fall round, or the school could apply themselves. Motion by Mr. Blomgren, seconded by Mr. Emerson, unanimous, to remand it back to the School Committee, stating that the Board will wait for the Fall round of funding.

Ex. Sec. Reports

Mr. Lynch reported that the Board of Health wants to apply for re-funds for the landfill. Motion by Mr. Johnson, seconded by Mr. Blomgren, unanimous, to approve.

Motion by Miss Towle, seconded by Mr. Johnson, unanimous, to appoint John J. Bell, Parkerville Road, to the Auxiliary Police.

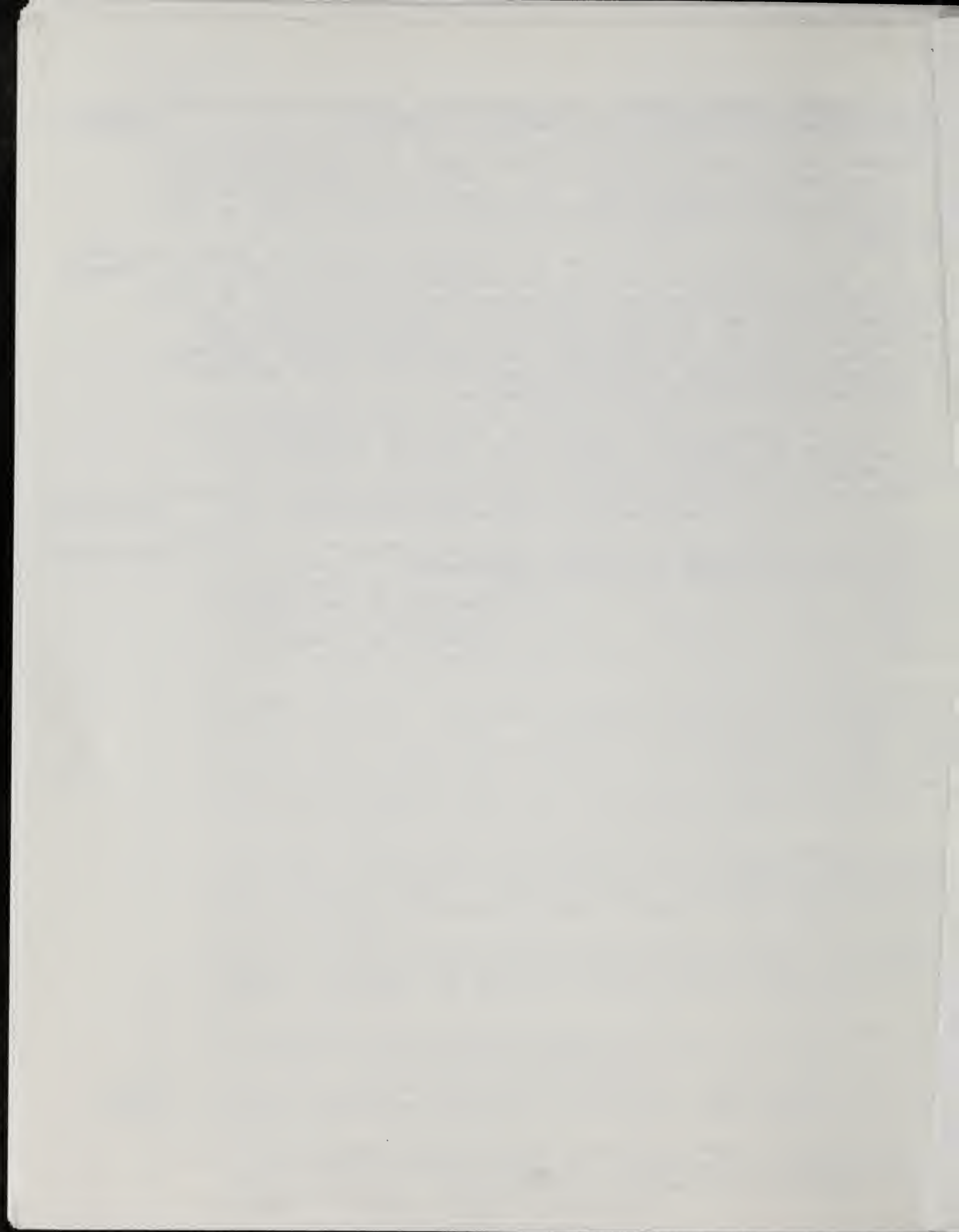
Appointment

At 7:35 pm motion by Mr. Johnson, seconded by Miss Towle, unanimous to adjourn to attend the Annual Town Meeting.

Adjournment

For the Board of Selectmen, by

Edith E. Carter



MINUTES OF THE BOARD OF SELECTMEN MEETING
ST. JOHN'S PARISH HALL
JUNE 13, 1988

RECEIVED
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MEMBERS PRESENT: Mr. Ready, Mr. Johnson, Ms. Towle, Mr. Emerson and Mr. Blomgren. Mr. Lynch, Executive Secretary was absent.

CALL TO ORDER: Mr. Ready called the meeting to order at 7:30 p.m.

MOTION TO MOVE OUT OF ORDER: Mr. Johnson made a motion to move out of order to vote on the transfer of a liquor license, 2nd Ms. Towle, unanimous.

VOTE ON TRANSFER OF LIQUOR LICENSE RE: WESTLANDS PACKAGE STORE: Mr. Johnson made a motion to recommend the transfer of a liquor license from Westlands Wine & Spirits, Inc. to ELESICO, Inc., d/b/a Westland Package Store, Francis J. McGovern, President, 2nd Ms. Towle, unanimous.

MEETING WITH MEMBERS OF THE CAMBODIAN TEMPLE: Greg Halladena (representative from Atty. James Geary's office), members of the Board of Directors of the Cambodian Temple and John Massey (resident monk), were present at the request of the BOS to discuss overcrowding, parking problems, etc. Mr. Halladena stated that he received a copy of the BOS letter this morning from the Temple President. Mr. Ready read letters from Police Chief McKeon and Deputy Chief Pennryn Fitts and a police report. Mr. Halladena stated that this is the first he has heard of the allegations. Mr. Halladena stated that Temple representatives came to his office prior to the Cambodian New Year (April 16 - 17) to discuss the celebration. They were expecting a large turnout. They made arrangements with Dr. Mullin to park at Chelmsford High School and shuttle people over to the Temple. They also had 2 Police Officers present to direct traffic. Mr. Halladena stated that on 4/16/88 there was a very large turnout. The shuttle service did not work out properly. The representatives of the Temple admitted to having a problem. However, Mr. Halladena believes that there were no problems on 4/17/88. Mr. Geary spoke with Temple representatives regarding the crowding problems. Apparently, the New Year celebration is held outside as it is not an indoor celebration. It was a very cold and rainy weekend. Mr. Halladena stated that this was the result of a system in place that broke down. Mr. Johnson asked if there are any other events that would reach this magnitude. Mr. Halladena stated that only New Year celebrations are this large and that members are making a diligent effort to prepare for the future. Mr. Johnson complimented the Temple in their cooperation with the Town and suggested that in the future with crowds of similar size, they look for a larger building to hold their functions. A representative of the Temple apologized for

THE HISTORY OF THE
CITY OF BOSTON

FROM THE FIRST SETTLEMENT
TO THE PRESENT TIME

BY
JOHN H. COLEMAN

VOLUME I

THE FIRST SETTLEMENT
TO THE PRESENT TIME

THE FIRST SETTLEMENT
TO THE PRESENT TIME

THE FIRST SETTLEMENT
TO THE PRESENT TIME

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THE FIRST SETTLEMENT
TO THE PRESENT TIME

any inconvenience. Many Cambodians came from all over New England. They are trying to cut down on celebrations due to problems with the neighborhood. Their solution is to celebrate smaller activities with a maximum of 250 people. For bigger celebrations they will rent a big hall. Mr. Blomgren stated that this was a very positive statement, very forthright and open. Mr. Blomgren felt that the Cambodian Temple has always tried to cooperate with the Town. Mr. Blomgren stated that the BOS would support in helping to find a facility in Chelmsford or elsewhere. Mr. Blomgren stated that in the future the Temple should plan their celebrations keeping in mind the Town and neighborhood continue relationship in a good note. Mr. Ready asked what was done differently on 4/17/88. Mr. Halladena stated that there was a diligent effort to park and shuttle. Mr. Ready was pleased that the larger functions will be held elsewhere. Mr. Emerson stated that all public buildings are certified to hold a certain number of people. Before the BOS approves a number, the building should be certified by the Building Inspector and Fire Department. Mr. Ready stated that this has been done. BOS will have the Building Inspector determine the number of occupancy and relay this back to the BOS. Mr. Johnson made a motion to send a letter to Atty. Geary regarding the occupancy and ask that the Cambodian Temple adhere to the occupancy, 2nd Ms. Towle, unanimous.

REPORTS - MR. JOHNSON - Under the Zoning Bylaws (S. 3250) Solid Waste Storage, Mr. Johnson would like to amend this to lower the cubic feet of the dumpsters to include most or all of the dumpster in the Town.

REPORTS - MS. TOWLE - She will be preambulating the townline with the Town Engineer and Billerica representatives within the next two weeks.

VOTE ON MASSACHUSETTS ELECTRIC PETITION - Re: Concord Road. Mr. Emerson stated that there is unfinished business regarding the guy wire on North Road and Worthen Street for which the Town has been waiting to have this removed. Mr. Emerson made a motion to put this petition on hold until the guy wire is removed, 2nd Ms. Towle, unanimous.

SEWER COMMISSION - Upon request of the Sewer Commission, Mr. Johnson made a motion to grant permission to allow a right-hand turn on Mill Road for a period ending November 1, 1988, 2nd Ms. Towle, unanimous.

ONE-DAY AUCTIONEER'S LICENSE - Mr. Johnson made a motion to approve the One-Day Auctioneer's License for Ken Harkins Agency, 25 Hurd Street, Lowell, to be held on June 18, 1988 at 202 Chelmsford Street, 2nd Mr. Blomgren, unanimous. Ms. Towle abstained.

NEW BUSINESS - MOBILE HOME PARK - Mr. Blomgren received a call regarding the mobile home park being classified as low-income. Mr. Blomgren requested that Mr. Lynch bring back information to the BOS regarding this matter.

NEW BUSINESS - FLAGS IN THE COMMONS - Mr. Johnson requested that a letter be sent to the Fire Chief requesting that the Fire Department raise and lower the flags as their willingness was expressed in the newspaper.

8:00 PUBLIC MEETING ON FUTURE USE OF NORTH TOWN HALL - Mr. Ready stated that the North Town Hall had been turned over to the Housing Authority and they turned it back. Lynn Marcella of the Housing Authority stated that part of the building is historical. The State Historical Commission did not approve the changes of the Housing Authority. Mr. Ready stated that the reason the BOS called the meeting was to look for suggestions from residents. There was an article passed at Annual Town Meeting giving the BOS power to sell the North Town Hall. Jane Drury of the Historic Commission would like to see the North Town Hall turned into meeting rooms and offices (as the Old Town Hall). However, parking is a problem. Mrs. Drury suggested making a parking lot on the other side of the Fire Station. Mr. Johnson stated that he is a proponent for the elderly but parking would still be a problem. Mr. Emerson stated that he inspected the building this evening. He feels that the present use of storage is fine for the time-being. The exterior has been neglected and should be restored immediately. The landscaping needs weeding, grass cutting, etc. Mr. Emerson felt that for a modest amount of money the building could be put into a condition to preserve it until a useful purpose can be found. Mrs. Marcella stated that they have had problems in the past trying to get groups to remove their property. She feels there is a fire hazard involved. Mr. Emerson stated that the building has been cleaned somewhat. Mr. Emerson suggested more supervision. Mr. Ready stated that there is not money in the budget to make many changes. The BOS concurred to ask Mr. Lynch if there were any grants available for restoration and maintain for storage. The Housing Authority will look for further plans.

MOTION TO RECESS: Mr. Johnson made a motion to recess until 8:45 p.m., 2nd Ms. Towle, unanimous.

MOBILE HOME PARK: Sam Poulten was present to inform the BOS that he has been working to get the Mobile Home Park designated as affordable/low income housing. Last week Mr. Poulten was at the hearing on Senate Bill #2 introduced by Senator Amick and drafted by Mr. Poulten and a member of the trailer park asking that the trailer park be designated as land property. The Bill will attempt to marry the land and the trailer park in an attempt to buy land. In filing the Bill it makes it eligible for land

1. The first part of the paper discusses the importance of maintaining accurate records of all transactions. It is essential for the business to have a clear and concise record of all income and expenses, as this will be necessary for the preparation of the tax return.

2. The second part of the paper discusses the importance of maintaining accurate records of all assets and liabilities. It is essential for the business to have a clear and concise record of all assets and liabilities, as this will be necessary for the preparation of the tax return.

3. The third part of the paper discusses the importance of maintaining accurate records of all income and expenses. It is essential for the business to have a clear and concise record of all income and expenses, as this will be necessary for the preparation of the tax return.

4. The fourth part of the paper discusses the importance of maintaining accurate records of all assets and liabilities. It is essential for the business to have a clear and concise record of all assets and liabilities, as this will be necessary for the preparation of the tax return.

5. The fifth part of the paper discusses the importance of maintaining accurate records of all income and expenses. It is essential for the business to have a clear and concise record of all income and expenses, as this will be necessary for the preparation of the tax return.

6. The sixth part of the paper discusses the importance of maintaining accurate records of all assets and liabilities. It is essential for the business to have a clear and concise record of all assets and liabilities, as this will be necessary for the preparation of the tax return.

7. The seventh part of the paper discusses the importance of maintaining accurate records of all income and expenses. It is essential for the business to have a clear and concise record of all income and expenses, as this will be necessary for the preparation of the tax return.

8. The eighth part of the paper discusses the importance of maintaining accurate records of all assets and liabilities. It is essential for the business to have a clear and concise record of all assets and liabilities, as this will be necessary for the preparation of the tax return.

9. The ninth part of the paper discusses the importance of maintaining accurate records of all income and expenses. It is essential for the business to have a clear and concise record of all income and expenses, as this will be necessary for the preparation of the tax return.

10. The tenth part of the paper discusses the importance of maintaining accurate records of all assets and liabilities. It is essential for the business to have a clear and concise record of all assets and liabilities, as this will be necessary for the preparation of the tax return.

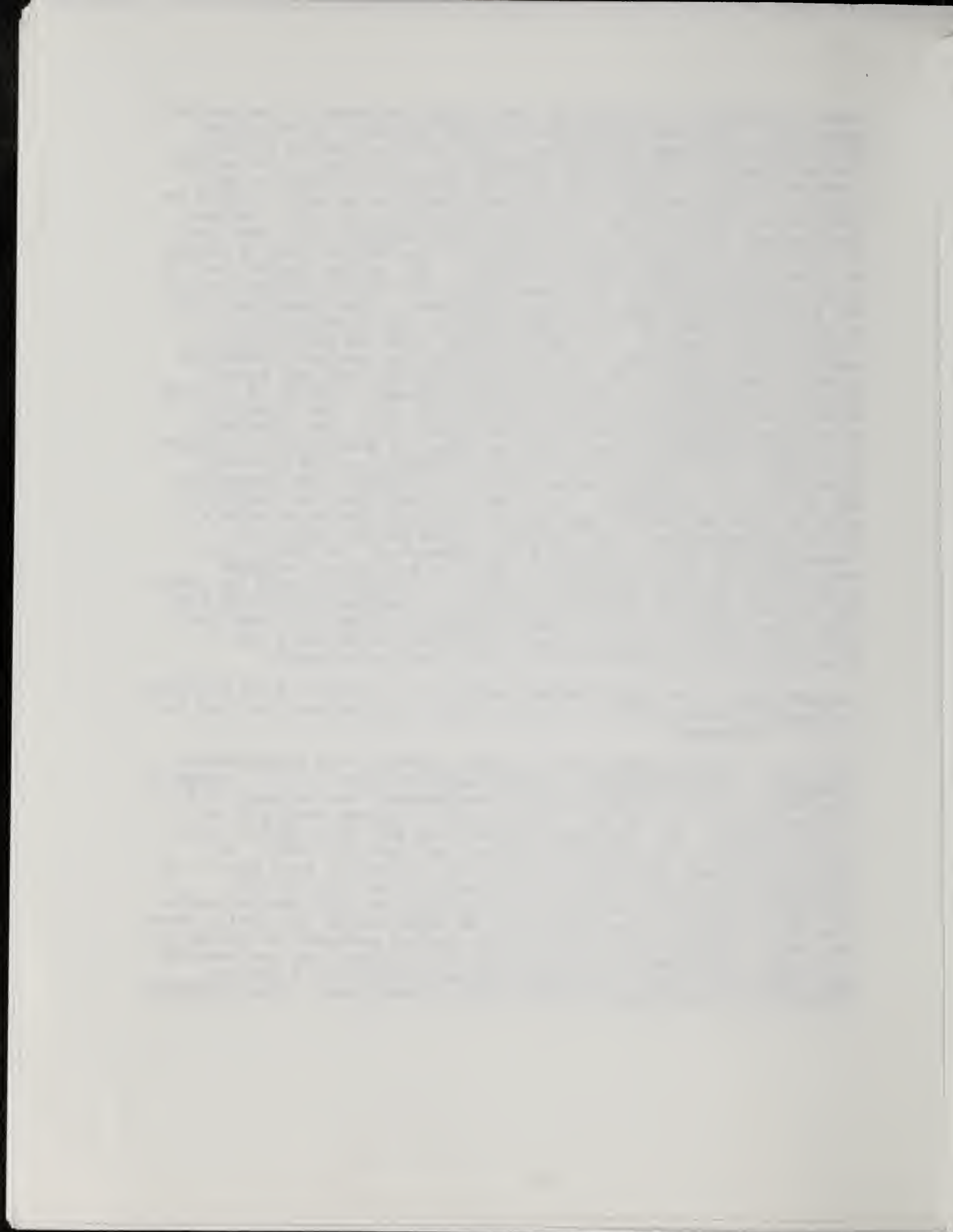
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APPOINTMENTS - RE: RENT CONTROL BOARD - Mr. Johnson made a motion to appoint Susan Gates, 7 Trotting Road, Chelmsford, MA, 2nd Ms. Towle, unanimous.

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complies with all regulations of the Zoning Board of Appeals. Mr. Shanahan stated that there will be 216 units 3-story buildings with a 2-story clubhouse and pool area, treatment plant, community gazebo and picnic area. This is a single-family zone and they have asked Board of Appeals to allow multi-family. There will be 54 affordable units, 25% affordable, 5% to Housing Authority. There will be 162 units market rate of \$105,000. Mr. Shanahan stated that he submitted a letter to the BOS indicating blue line print of what they are going to print. This site will be a replica of the development on Bowden Street in Lowell known as "Lowell Crossing". Mr. Shanahan showed photographs of the development. There has been a traffic study and Board of Health study completed. Mr. Shanahan stated that he was not asking for endorsement at this point. The Housing Authority has endorsed the project as well as the Planning Board. The Board of Health seems quite favorable. The Building Inspector is confirming the density and requirements at this time. Mr. Shanahan stated that Amy Anothy issued the funding awards and neither of the Chelmsford projects received anything. There will be another round of funding in the Fall. Mr. Shanahan stated that without EOCD funding, they cannot build the project. Local support is imperative. Mr. Ready stated that a meeting should be held with the Affordable Housing Review Committee. Mr. Shanahan has no problem with the meeting except that the funding round will be in October. His hope is that the BOS will give direction that time is of the essence. Mr. Ready stated that the BOS has not stood in his way regarding funding and would hold true now, the Affordalbe Housing Review Committee is prepared to meet with Mr. Shanahan now. Mr. Shanahan stated that 25% of the units (32) will be sold at \$75,000; 10% of the units (22) will be governed by the Housing Authority with right of first refusal. This is a \$22 million project with a \$3.2 million profit (15% profit on proforma). Mr. Emerson stated that he went to Lowell Crossing and was very impressed by it. He believes that the project will sit nicely on Littleton Road, however, he would like a few guarantees before endorsing. Mr. Emerson stated that instead of granite curbing he would to see granite berm. Mr. Shanahan was in agreement with point. Mr. Emerson wanted an assurance that 216 was the maximum amount of units and that this number would not go up. Mr. Shanahan guaranteed the number of units to be 216 or lower.

9:50 P.M. - MOTION TO ADJOURN: Mr. Johnson made a motion to adjourn, 2nd Ms. Towle, unanimous.

For the Board of Selectmen

Beth A. Cutrumbes
Beth A. Cutrumbes

MINUTES OF THE BOARD OF SELECTMEN MEETING
ST. JOHN'S PARISH HALL
JUNE 13, 1988

RECEIVED

88 SEP 22 PM 12:34

MEMBERS PRESENT: Mr. Ready, Mr. Johnson, Ms. Towle, Mr. Emerson and Mr. Blomgren. Mr. Lynch, Executive Secretary was absent.

CALL TO ORDER: Mr. Ready called the meeting to order at 7:30 p.m.

MOTION TO MOVE OUT OF ORDER: Mr. Johnson made a motion to move out of order to vote on the transfer of a liquor license, 2nd Ms. Towle, unanimous.

VOTE ON TRANSFER OF LIQUOR LICENSE RE: WESTLANDS PACKAGE STORE: Mr. Johnson made a motion to recommend the transfer of a liquor license from Westlands Wine & Spirits, Inc. to ELESICO, Inc., d/b/a Westland Package Store, Francis J. McGovern, President, 2nd Ms. Towle, unanimous.

MEETING WITH MEMBERS OF THE CAMBODIAN TEMPLE: Greg Halladena (representative from Atty. James Geary's office), members of the Board of Directors of the Cambodian Temple and John Massey (resident monk), were present at the request of the BOS to discuss overcrowding, parking problems, etc. Mr. Halladena stated that he received a copy of the BOS letter this morning from the Temple President. Mr. Ready read letters from Police Chief McKeon and Deputy Chief Pennryn Fitts and a police report. Mr. Halladena stated that this is the first he has heard of the allegations. Mr. Halladena stated that Temple representatives came to his office prior to the Cambodian New Year (April 16 - 17) to discuss the celebration. They were expecting a large turnout. They made arrangements with Dr. Mullin to park at Chelmsford High School and shuttle people over to the Temple. They also had 2 Police Officers present to direct traffic. Mr. Halladena stated that on 4/16/88 there was a very large turnout. The shuttle service did not work out properly. The representatives of the Temple admitted to having a problem. However, Mr. Halladena believes that there were no problems on 4/17/88. Mr. Geary spoke with Temple representatives regarding the crowding problems. Apparently, the New Year celebration is held outside as it is not an indoor celebration. It was a very cold and rainy weekend. Mr. Halladena stated that this was the result of a system in place that broke down. Mr. Johnson asked if there are any other events that would reach this magnitude. Mr. Halladena stated that only New Year celebrations are this large and that members are making a diligent effort to prepare for the future. Mr. Johnson complimented the Temple in their cooperation with the Town and suggested that in the future with crowds of similar size, they look for a larger building to hold their functions. A representative of the Temple apologized for

any inconvenience. Many Cambodians came from all over New England. They are trying to cut down on celebrations due to problems with the neighborhood. Their solution is to celebrate smaller activities with a maximum of 250 people. For bigger celebrations they will rent a big hall. Mr. Blomgren stated that this was a very positive statement, very forthright and open. Mr. Blomgren felt that the Cambodian Temple has always tried to cooperate with the Town. Mr. Blomgren stated that the BOS would support in helping to find a facility in Chelmsford or elsewhere. Mr. Blomgren stated that in the future the Temple should plan their celebrations keeping in mind the Town and neighborhood continue relationship in a good note. Mr. Ready asked what was done differently on 4/17/88. Mr. Halladena stated that there was a diligent effort to park and shuttle. Mr. Ready was pleased that the larger functions will be held elsewhere. Mr. Emerson stated that all public buildings are certified to hold a certain number of people. Before the BOS approves a number, the building should be certified by the Building Inspector and Fire Department. Mr. Ready stated that this has been done. BOS will have the Building Inspector determine the number of occupancy and relay this back to the BOS. Mr. Johnson made a motion to send a letter to Atty. Geary regarding the occupancy and ask that the Cambodian Temple adhere to the occupancy, 2nd Ms. Towle, unanimous.

REPORTS - MR. JOHNSON - Under the Zoning Bylaws (S. 3250) Solid Waste Storage, Mr. Johnson would like to amend this to lower the cubic feet of the dumpsters to include most or all of the dumpster in the Town.

REPORTS - MS. TOWLE - She will be preambulating the townline with the Town Engineer and Billerica representatives within the next two weeks.

VOTE ON MASSACHUSETTS ELECTRIC PETITION - Re: Concord Road. Mr. Emerson stated that there is unfinished business regarding the guy wire on North Road and Worthen Street for which the Town has been waiting to have this removed. Mr. Emerson made a motion to put this petition on hold until the guy wire is removed, 2nd Ms. Towle, unanimous.

SEWER COMMISSION - Upon request of the Sewer Commission, Mr. Johnson made a motion to grant permission to allow a right-hand turn on Mill Road for a period ending November 1, 1988, 2nd Ms. Towle, unanimous.

ONE-DAY AUCTIONEER'S LICENSE - Mr. Johnson made a motion to approve the One-Day Auctioneer's License for Ken Harkins Agency, 25 Hurd Street, Lowell, to be held on June 18, 1988 at 202 Chelmsford Street, 2nd Mr. Blomgren, unanimous. Ms. Towle abstained.

NEW BUSINESS - MOBILE HOME PARK - Mr. Blomgren received a call regarding the mobile home park being classified as low-income. Mr. Blomgren requested that Mr. Lynch bring back information to the BOS regarding this matter.

NEW BUSINESS - FLAGS IN THE COMMONS - Mr. Johnson requested that a letter be sent to the Fire Chief requesting that the Fire Department raise and lower the flags as their willingness was expressed in the newspaper.

8:00 PUBLIC MEETING ON FUTURE USE OF NORTH TOWN HALL - Mr. Ready stated that the North Town Hall had been turned over to the Housing Authority and they turned it back. Lynn Marcella of the Housing Authority stated that part of the building is historical. The State Historical Commission did not approve the changes of the Housing Authority. Mr. Ready stated that the reason the BOS called the meeting was to look for suggestions from residents. There was an article passed at Annual Town Meeting giving the BOS power to sell the North Town Hall. Jane Drury of the Historic Commission would like to see the North Town Hall turned into meeting rooms and offices (as the Old Town Hall). However, parking is a problem. Mrs. Drury suggested making a parking lot on the other side of the Fire Station. Mr. Johnson stated that he is a proponent for the elderly but parking would still be a problem. Mr. Emerson stated that he inspected the building this evening. He feels that the present use of storage is fine for the time-being. The exterior has been neglected and should be restored immediately. The landscaping needs weeding, grass cutting, etc. Mr. Emerson felt that for a modest amount of money the building could be put into a condition to preserve it until a useful purpose can be found. Mrs. Marcella stated that they have had problems in the past trying to get groups to remove their property. She feels there is a fire hazard involved. Mr. Emerson stated that the building has been cleaned somewhat. Mr. Emerson suggested more supervision. Mr. Ready stated that there is not money in the budget to make many changes. The BOS concurred to ask Mr. Lynch if there were any grants available for restoration and maintain for storage. The Housing Authority will look for further plans.

MOTION TO RECESS: Mr. Johnson made a motion to recess until 8:45 p.m., 2nd Ms. Towle, unanimous.

MOBILE HOME PARK: Sam Poulten was present to inform the BOS that he has been working to get the Mobile Home Park designated as affordable/low income housing. Last week Mr. Poulten was at the hearing on Senate Bill #2 introduced by Senator Amick and drafted by Mr. Poulten and a member of the trailer park asking that the trailer park be designated as land property. The Bill will attempt to marry the land and the trailer park in an attempt to buy land. In filing the Bill it makes it eligible for land

bank funds. After Mr. Poulten testified, they raised enough interest points to hold the matter open until 7/15/88. Mr. Poulten stated that the BOS may wish to take a position. There are no trailer parks in Massachusetts designated as affordable housing, no one can finance them. Mr. Emerson asked how many trailer units sit on foundations rather than wheels. Mr. Poulten stated that no more than 10 to 15 trailers have wheels. Mr. Poulten stated that a mobile home without land is worth very little. Mr. Poulten stated that no one spoke in opposition of the Bill and Secretary Amy Anthony was in favor. There was one reservation, after it becomes property how should it be taxed. There is a sales tax on the trailer when purchased. Mr. Poulten stated that if the mobile home is designated as affordable housing the value will double.

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For the Board of Selectmen

Beth A. Cutrumbes
Beth A. Cutrumbes

Regular meeting of the Board of Selectmen held Monday, June 20, BOS Meeting 1988. Members present were: Mr. Ready, Mr. Johnson, Miss Towle, June 20, 1988 Mr. Emerson and Mr. Blomgren. Bernard Lynch, Executive Secretary, was also present.

During the Open Session Rene LaRouche, Dunshire Drive, was present to discuss the beaver dam situation, claiming that the Town Open Session has taken no action. Mr. Ready reminded him that James McBride, Conservation Commission Chairman, breaks up the dam every day. Mr. LaRouche claimed that this was being done illegally, that the permit will soon be revoked, and that installing pipes is only a temporary measure and not a solution. He feels that the Town should side with those who have the problems, not the conservationists. Mr. Ready asked him what he would like the Town to do, and he said to censure Mr. McBride. Mr. Lynch noted that the Department of Fisheries and Wildlife asked the Town to place the pipes in the dam. Mr. LaRouche asked the Board to please remove the dam, and Mr. Ready told him to go to the Conservation Commission.

Kevin Ferreira, 226 Riverneck Road, told the Board that the road had just been paved and they put in a speed bump at the end of his driveway so that water would not run down, and he wants a catch basin. He said the crew told him that they didn't have the equipment to do it properly. Mr. Lynch said the Town will do what they can. Mr. Ferreira said he has been looking at where Town funds are being spent, and said he has seen Town equipment working on private property. Mr. Blomgren asked him to send the Board a letter with his complaints.

Chairman Ready called the meeting to order at 7:20 p.m.

Meeting Call
to Order

Residents from the Ledge Road area were present to discuss their problem with heavy truck traffic. Mrs. Guilmette, speaking for the neighborhood, asked the Board for Go Slow - Children, and speed signs. Ledge Road is a dead-end road with quarries at the end and a new stone crushing plant which opened in May. There are 18-wheel dump trucks starting at 6:30 am, and although the plant is in Westford, they have been told that the road is a pre-existing non-conforming use, since there is no other access to the property. They are asking for signs and a 7:00 am opening. Motion by Mr. Emerson to ask the Safety Officer to look into the problem, but Mrs. Guilmette said he has already been there and didn't observe any speeding. Motion by Mr. Emerson, seconded by Miss Towle, unanimous, to put the appropriate signage on the accepted portion of the street. Motion by Mr. Emerson, seconded by Miss Towle, unan. to consult with Town Counsel about our rights to regulate hours, since the plant is in Westford and also about placing No Through Trucks signs. Mr. Johnson said he thinks we should contact the trucking company but Mr. Ready suggested waiting until we hear from Town Counsel. Motion by Mr. Blomgren, seconded by Mr. Emerson, to have Mr. Lynch contact Roma Stone in Woburn and tell them our problems with their operation.

Ledge Road
Residents re
Truck Traffic

Ledge Road
cont'd

Shirley Bujnowski said she lives on the unaccepted portion of Ledge Road and finds that the trucks are creating a big problem with dust. She asked that they use Westford streets, and that Roma Stone be requested to oil the unaccepted portion of Ledge Road. Mr. Johnson asked that Mr. Lynch tell the Roma company about the access road from Westford when he talks with them. Roland Doyle, 10 Ledge Road, said they use that portion of the road as a testing area for air brakes and there are at least 20 - 30 trucks a day, 6 days a week.

New England
Telephone
and Mass.
Electric
Petitions

Mike McCallum, Mass. Electric, was present with several pole petitions.

1. Robin Hill Road - buried cable to serve a new development. Mr. Emerson said that at the last hearing the Board asked Mass. Electric to remove the cable on Worthen St. and North Road. Mr. McCallum said that they have a guy wire in a tree stump, and have asked New England Telephone to look at it and replace it with an anchor. They are waiting for them to install the anchor, and added that neither company had ever been notified of the situation until the last BOS meeting. Mr. Ready said that a sodium light has been installed in the Historic District, which is against their by-laws, and Mr. Lynch will call Penny Hamel at Mass. Electric tomorrow.

2. Arrowhead Drive - buried cable to serve a 7 lot subdivision. Motion by Mr. Johnson, seconded by Miss Towle, unan. to put this on Hold until the Worthen Street problem is resolved.

3. Robin Hill Road - 2 conduits to serve a new 7 lot subdivision on Nashoba Drive. Motion by Mr. Johnson, seconded by Miss Towle, to place on Hold.

George Gagan, New England Telephone Company, was present with a petition to install 50 feet of buried cable on Twiss Road to extend service into a new 19 lot subdivision. Mr. Emerson told him that before this can be approved they must get rid of the cables on Worthen Street. Mr. Gagan said he has not seen any correspondence on this but will report back to Mr. Lynch within 48 hours.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to put this on Hold. Mr. Gagan's second petition is to relocate a pole 10 feet on Church Street, at the request of the property owner so he can put in a driveway. Motion by Mr. Johnson, seconded by Miss Towle, to put this petition on Hold. Vote was 4 in favor, 1 opposed (Mr. Blomgren).

4th of July
Committee

The Board then met with the Town Celebrations Committee re the 4th of July. Walter Hedlund, Chairman, presented a list of requests in a letter dated June 14th. - permission to use chairs, flags, block off streets, etc. Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve the requests.

Jim Gifford of the Committee told the Board about the Invitational Drum and Bugle Corps Show on July 4th at 7:00 pm and asked that a Board member be present to welcome the different groups. He added that tickets are on sale at McCarthy School from 10:00 am - 2:00 pm.

Report on
Hurricane
Drill

Mr. Hedlund reported to the Board that the Mock Hurricane Drill was very successful, and a good exercise for department heads.

Reports

Under reports, Miss Towle asked if we had a report from the Board of Health on Hepatitis B vaccine, and Mr. Lynch said we have reports from Health, Police and Fire. It is felt that there is a small risk for public safety personnel, and it would cost the Town app. \$14,000 for vaccine for these people. Motion by Miss Towle, seconded by Mr. Johnson, to have Mr. Lynch apply to the FinCom for a \$14,000 transfer from the Reserve Fund.

Reports

Mr. Ready requested that the sodium light in the Historic District be checked into, and asked Mr. Lynch to look into a permanent solution for putting up and taking down the memorial flags in the Center on holidays, possibly asking the Auxiliary Police to do so.

Mr. Lynch reported that the Charter Commission wants to meet with Board members on June 28th.

He reported that the Senior Center Building Committee feels that they have finished doing their design work, and Mr. Johnson said he will attend their meeting on June 23rd.

Mr. Lynch announced that we have received a \$20,000 grant to work on Police and Fire Dept. management, and have received two proposals to do this, one from Bennett & Shaw, and one from Mass. Municipal Management Consulting. He recommended MMM Consulting.

Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to appoint Mass. Municipal Management Consulting.

Unfinished Business

Under Unfinished Business, the Board discussed the Common Victualer application by Shell Food Mart. Attorney Richard Sterling was present, representing Charles Varalla, and stated that this is a convenience food store, all the food is pre-packaged and there is no kitchen facility. Mr. Johnson noted that they have all the necessary Board of Health and Building Dept. permits, and that Mr. Emerson of the Board of Health had suggested that they apply for a Common Victualer license.

Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to grant the Common Victualer license to Shell Food Mart.

Appointments

Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve the annual appointments of Non-Personnel Board employees, as presented by the Executive Secretary.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve the annual appointments of Personnel Board employees, as presented by the Executive Secretary.

Bid Awards

Motion by Mr. Johnson, seconded by Miss Towle, unan. to award the bid for the Highway Dept. backhoe/loader to C. W. Equipment Co. Supt. of Streets Crory had asked to hold the \$30,000 saved on this bid to purchase 2 pick-up trucks. Motion by Mr. Johnson, seconded by Miss Towle, unan. to have Mr. Crory furnish more information to Mr. Lynch, have Capital Planning look at this request and Mr. Lynch will come back to the Board with a recommendation.

Motion by Mr. Johnson to award the bids for the 13 types of materials to the low bidders, based on Mr. Crory's recommendation. Miss Towle noted that item #11, crushed stone, the low bidder is Roma Stone, and asked to give Mr. Lynch authorization to change this award. Mr. Bomgren said that on item #10, line painting, he would like more information and wants to know about the various types of paint, etc., saying that it shouldn't be necessary to paint twice.

Mr. Johnson then moved to withdraw his motion and moved to send a letter to Mr. Crory asking for the prices on each item and also a list of the second lowest bidders. Motion seconded by Miss Towle, unanimous.

Mr. Lynch asked that the Service Contract be put on Hold. Motion by Mr. Johnson, seconded by Miss Towle, to put this matter on Hold. Vote was 4 in favor, 1 abstention (Mr. Blomgren). New
Business

Mr. Johnson said that he has noticed a number of requests for the use of the Old Town Hall. Former Selectman John P. Emerson, Jr. had been the liaison Board member for this. Motion by Mr. Johnson, seconded by Miss Towle, unanimous, to appoint Selectman Bradford Emerson as liaison for the Old Town Hall.

Mr. Emerson said he would request a brief Executive Session either tonight or at the next meeting to discuss the purchase or lease of real property, i.e. the Old Town Hall.

Mr. Emerson said he is happy with the Building Inspector's work, and would like to have him meet with the Board sometime in Executive Session to discuss enforcement of the zoning by-laws.

Motion by Mr. Blomgren, seconded by Mr. Johnson, unan. to ask the Town Engineer to inspect the Fereirra property on Riverneck Road and report back to the Board.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to send a letter to the Conservation Commission asking the status of the beaver problem.

At 8:35 pm motion by Mr. Johnson, seconded by Miss Towle, to adjourn to Adjourn Executive Session to discuss collective bargaining and the purchase or lease of real property. Roll Call vote was as follows: Mr. Johnson - Aye; Miss Towle-Aye; Mr. Emerson-Aye; Mr. Blomgren-Aye; Mr. Ready-Aye.

Mr. Ready announced that the Board would not be returning to open meeting.

For the Board of Selectmen, by

Judith E. Carter

BOS Mtg.
July 11, 1988

Regular meeting of the Board of Selectmen held Monday, July 11, 1988. Members present were: Mr. Ready, Mr. Johnson, Miss Towle, Mr. Emerson and Mr. Blomgren. Bernard Lynch, Executive Secretary, was also present. Chairman Ready called the meeting to order at 7:40 p.m.

Minutes
Approved

Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve the minutes of the June 20th meeting.

Freeman Lake
Beach

Robert Charpentier, Chairman Recreation Commission, was present to tell the Board about the problems they had at Freeman Lake over the past weekend. There were over 250 people on the beach, and the Commission resorted to "tagging" (asking for identification and stamping hands of Town residents) by lifeguards. A majority of the people there were foreign speaking, and unless they can tag, or close the beach when there are too many people, we are asking for trouble. He said that there were 2 incidents on Sunday when people had to be sent to the hospital, and the ambulance and rescue squad called.

Mr. Blomgren said that he had received a call and went to view the area last night and found a terrible mess of litter.

Mr. Charpentier recommended that we try to financially find a way for more help on weekends and RecComm to have the power to call the Board of Health to close down the beach for health or safety reasons. They would need \$100 per weekend for 8 weeks, and there should be no more than 40 persons per attendant.

Mr. Johnson moved, seconded by Miss Towle, that based on the fact of the number of people who enjoy the facility and that we only need \$80 that we go along with the Rec. Comm. and apprise the Board of Health of what we're doing and ask their help. Mr. Blomgren asked if we should have a regular or Auxiliary Police Officer, and Mr. Charpentier said they don't have the manpower available. Mr. Lynch said that it would be detail work for the Auxiliary Police, which would be much too expensive. Mr. Lynch said that the person checking ID's could have a uniform, and be called a Rec. Comm. special employee. Mr. Blomgren said that people have volunteered their services.

Francine Boucher, Waterfront Director, spoke to the Board stating that this is a disgusting situation, the lifeguards also have to do maintenance work, a man almost died, and we need help. There are only 5 on the staff, and they cannot do everything. Mr. Ready said that the police will help close the beach every night. Mr. Charpentier said they need full time tagging, and the Board's help in doing so. The Board discussed issuing parking stickers to residents. Mr. Johnson then moved that the Board authorize the Rec. Comm. to tag, allow residents only, fund the \$800 and apprise the Board of Health of what we're doing. Seconded by Miss Towle, unan. Mr. Lynch is to contact other Towns and see how they handle their Town beach situations.

Pole
Petitions

Ed Shandley, New England Telephone Company, was present with two pole petitions. The first petition is to remove 14 poles and install 13 poles to allow for the widening of Billerica Rd. Mr. Johnson asked if the lines could be suppressed and Mr. Shandley said the Town and the State would have to work this out. Mr. Emerson again asked if the stump and wires had been removed on Worthen Street. Mr. Shandley said he was there this afternoon and this has to be blasted, and they are going to put in a stub pole. Mike McCallum, Mass. Electric Co., who was also present, said that they put anchors in ledge, but NET is not allowed to install rock anchors.

Motion by Mr. Johnson, seconded by Miss Towle, to grant the Billerica Road petition the day after Worthen Street is done. Motion by Mr. Emerson, seconded by Miss Towle, unan. that all other petitions on Hold be approved that same day.

Pole Petitions, cont'd A petition was presented for a pole to be moved on Aberdeen Road for a resident wishing to widen his driveway. Motion by Mr. Johnson, seconded by Miss Towle, unan. to grant this petition and also to release the petition on Church Street, which was the same type of situation.

Roadside Vendor's Application - No Action Mary Monsignore had filed a request for a Roadside Vendor's license to sell ice cream at various locations in Town, and had sent a letter stating that she was unable to be present due to a family emergency out of Town. Motion by Mr. Johnson, seconded by Miss Towle, unan. to hold on this application until she can be present, and to have Mr. Lynch check to see if we can restrict hours when ice cream trucks can be on the streets.

Class II Auto Transfer - Tabled for July 25 John McCarthy had applied for a transfer of the Class II Auto Dealer's license at Morton Jaguar, Oak Street. He had told Mr. Johnson that he could not be present, and had sent a letter from Mr. Morton indicating that he intends to sell the license to Mr. McCarthy, with the same restrictions on the license. Motion by Mr. Johnson, seconded by Mr. Emerson, to approve the transfer. Mr. Blomgren noted that in the past they have had a police check done on the applicant and also insisted that he be present at the hearing. Motion by Mr. Johnson seconded by Miss Towle, unan, to request the police check and request Mr. McCarthy to be present at the July 25 meeting.

Reports Under reports, Chairman Ready reported that the Town and the Police Union have ratified a contract, and spelled out the major points. The Board will request a Special Town Meeting to request funding from the Town on September 19th. Motion by Mr. Johnson, seconded by Miss Towle, unan. to call a Special Town Meeting on Sept. 19th.

He reported that the receipts from Free Cash are in, and we need \$331,000 in cuts to balance the budget. Motion by Mr. Johnson, seconded by Miss Towle, unan. to place an article on the warrant to do so.

Mr. Johnson asked for an update on the status of the 911 system. Mr. Lynch said that Steve Gannon is the new New England Telephone Company rep on this project, that the circuits are being designed and the system should be in place by October 1st.

Mr. Johnson asked that a letter be sent to the Building Inspector re abandoned cars, and said he wants to work with Mr. Lynch to get a strong message out to the people.

Motion by Miss Towle, seconded by Mr. Emerson, unan. to form a sub-committee - Mr. Johnson, Mr. Lynch and the Building Inspector and Town Counsel to draft an article for the STM warrant.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to send another letter to the Board of Health re the screening of dumpsters.

Miss Towle reported that on June 25 she, the Town Engineer, a Billeri Selectman and their Town Engineer perambulated the Town line, and found most of the bounds to be in place.

Mr. Blomgren reported that he apologized for his outburst on Freeman Lake conditions.

Motion by Mr. Blomgren, seconded by Miss Towle, unan. to send letters of congratulations and thanks to the groups and Town departments who made the 4th of July Celebration so successful.

Motion by Mr. Johnson, seconded by Mr. Blomgren, unan. to appoint or re-appoint committee and board members as recommended.

Mr. Emerson stated that Charles Parlee wants to resign from the Holiday Decorations Committee, and moved to appoint Bruce Foucar, 16 Bentley Lane, seconded by Miss Towle, unan.

Miss Towle asked that on the Home Rule Advisory Committee the name be changed from John P., Jr. to Bradford Emerson.

A memo will be sent to the few committees that did not respond to please send in their work sheets for reappointment by the July 25th meeting.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to issue 2 1-day All Alcoholic Licenses for St. Vartanantz for August 7 and August 28.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to ask the Highway Dept. to install the signs on Ledge Road as recommended by the Safety Officer, and to wait on the speed bumps.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to request the Highway Dept. to install the signs on Brick Kiln Road and Sprague Ave. as recommended by the Safety Officer.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve the 1-day Auctioneer's license for Paul Saperstein Co.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to send the DPW legislation to Senator Amick and Rep. Cleven and ask them to file it.

Miss Towle reported that she has received only one complaint re the Town Offices being closed on Wednesdays. Mr. Lynch said he is going to try to have the Assessors, Treasurer and Town Clerk start opening again for 10 months of the year.

Motion by Miss Towle, seconded by Mr. Johnson, unan. to ask the Sewer Commission to check North Chelmsford, and try to have the contractors replace pavement, manholes, etc. in a more expeditious manner.

Mr. Emerson then stated that it is a longstanding tradition in Chelmsford to name parks, square, schools, recreation areas, etc. after a family with one or more generations of public service to the Town. The Harvey family, with such notable members as Claude J. Harvey, William L. Harvey and Claude A. Harvey is deserving of such recognition. I therefore move that the intersection of Boston Road, Hazen Road and Harvey Road be named Harvey Square and that appropriate marking and/or identification shall be installed by the Town. Motion seconded by Miss Towle, unanimous.

Mr. Emerson reported that the Board of Selectmen should make a strong statement that we intend to implement the basic concepts of recycling and composting as set forth by the Blue Ribbon Study Committee. We should establish a Trash Advisory Committee and ask any or all of the Blue Ribbon Advisory Committee members of their willingness to serve on a Trash Advisory Committee.

I move that we establish a committee of 7 members to be known as the Trash Advisory Committee, seconded by Mr. Johnson, unan.

Motion by Mr. Emerson, seconded by Mr. Johnson, unan. that any members of the Blue Ribbon Resource Recovery who may wish to be appointed to the Trash Advisory Committee shall be given first consideration of membership and that any unfilled positions will be filled by nomination and election by the Board of Selectmen..

New Business

Motion by Mr. Emerson, seconded by Mr. Johnson, unan. to send a letter of intent re composting to Mr. Charles Laughton and ask him to attend a future meeting to discuss the matter.

Motion by Mr. Emerson, seconded by Miss Towle, that we hire Special Counsel to write the specs and contract on the new trash contracts. Mr. Johnson suggested that we contact Warner and Stackpole first, since they have the expertise and there is \$92,000 left in that account and authorize Mr. Lynch to contact them, unanimous.

Mr. Blomgren asked to have Mr. Lynch report on the maintenance at Southwell Field.

Mr. Blomgren asked that Mr. Lynch and Mike Crory re-do the list of Highway Dept. priorities to include the bad corner on Riverneck Road near St. Joseph's Cemetery.

Chairman Ready read a notice of mosquito spraying in Town received from the Central Mass. Mosquito Control District, giving the dates that they will be spraying in the Town.

Mr. Ready read a letter from the Mayor of Worcester, saying that it is harder and harder to get reimbursement from the State, and they are thinking about bringing suit against the Commonwealth.

Motion by Mr. Johnson, seconded by Miss Towle, to send a letter to the Mayor stating that we agree that cities and towns don't have enough money for their own needs, let alone help to bail out the state. Unan.

Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to ask Mr. Lynch to prepare a report on hydrants and their maintenance.

Adjournment

At 9:00 p.m. motion by Mr. Johnson, seconded by Miss Towle, unan. to adjourn the meeting.

For the Board of Selectmen, by

Ludde E. Carter

Jan Clark

Reg. BOS
Mtg. Aug. 22 1988
Regular meeting of the Board of Selectmen held Monday, August 22, 1988. Members present were: Mr. Ready, Mr. Johnson, Miss Towle, Mr. Emerson and Mr. Blomgren. Bernard Lynch, Executive Secretary, was also present.

Open Session

Citizens for a Cleaner Chelmsford

During the Open Session, Carrie Steiman spoke to the Board, stating that a group of business and professional people have started a committee - Citizens for a Cleaner Chelmsford - and plan to have a clean-up day, with trash bags and gloves provided by local merchants. They are also hoping to get school children involved. Mr. Ready said he thinks this is a great idea, and that the Sewer Commission has some good neighborhood maps that they can use.

Ms. Steiman said she had met with Mr. Johnson last week to discuss the plans, and he said that they are planning an April start-up date, with a rally on the Common on April 15th. Anyone interested in helping can call the Selectmen's office. Mr. Emerson said why wait til spring - why not do it in the fall, but Mr. Johnson said they don't feel there is enough time to get the clean-up campaign organized for this fall.

At 7:10 pm a group of firemen who had been picketing outside the building entered the meeting room.

Tenants in Alpha Park re Alpha Road

Michael A. Carpizello, Jr., spokesman for tenants in Alpha Park, addressed the Board, stating that they want to keep Alpha Road to Turnpike Road open on a part-time basis, that there are over 1,000 employees affected by the construction on Route 129, they are very anxious to have 129 completed, and understand that the Town needs \$180,000. Mr.

Johnson said he appreciates their concerns and empathizes with them but if we start opening rights of way, with all the major work going on throughout the Town - Rte. 129, sewerage, etc., we will just be diverting traffic from one thoroughfare to another.

Mr. Carpizello said that Raymond Carye would consider opening Alpha Road on a temporary basis, since probably at least 500 employees would use it.

Sewer Commissioner Barry Balan said that they are through sewerage Turnpike Road, and now the gas company is running lines and that the access was established for emergency use only and is now used for that. Bill Dalton, CH Traffic and Safety Committee, said his committee had addressed this matter and denied the request because of the problems it would create. Mr. Ready said they could re-submit their plan to the Traffic and Safety Committee but the time frame involved would be until Rte. 129 is completed. Mr. Balan said that the sewer phase is almost done, and Mr. Ready said that Phase II should be done by November or December. Mr. Johnson added that the Planning Board had promised the residents 5 years ago that Alpha Road would never be opened permanently and there would never be a cut through allowed. He pointed out that residents pay taxes too, as well as business and industry.

Call to Order

Chairman Ready called the meeting to order at 7:30 p.m.

Member Reports

Motion by Mr. Johnson, seconded by Miss Towle, unan. to proclaim September 7th as Chelmsford, Essex, England Centenary Day.

Under Reports, Mr. Ready read a letter from John P. Emerson, Jr. Chairman of the Sewer Commission announcing that there is a vacancy on the Sewer Commission due to the resignation of Jean Organ. The Board of Selectmen and Sewer Commission are accepting letters of interest, and would like to make a joint appointment on September 12th.

He read a letter to the BOS from Roche, Caron & Digiacomo saying that Mass. General law requires that any member of a Board or Commission acknowledge any relationship with anyone, especially attorneys, coming before them. He wants an interpretation from Town Counsel as to what has to be disclosed. Motion by Mr. Johnson, seconded by Miss Towle, do so.

RECEIVED
OCT -4 PM 3:28
TOWN CLERK

Pole Peti-
tions -
New England
Telephone

At 7:35 p.m. the Board met with George Gagan, New England Telephone Company, for pole and conduit petitions. The first petition was for permission to lay 35 feet of conduit from Elm Street to extend services to Windward Estates. Motion by Mr. Johnson, seconded by Miss Towle, unan. to grant. The second petition was to run 50 feet of conduit to serve Robin Hill Estates, and the trench is already opened. Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve. The last petition involves moving a cabinet 75 feet to the rear of the Town Offices parking lot on Billerica Road, in order to extend the parking lot, and they need to extend the conduit 80 feet. Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve.

Reports
cont'd

Mr. Johnson said that he was an eyewitness to an alleged robbery and chase Saturday morning at The Mill and wants to commend the Police Dept. and Officer Michael Rooney. Motion by Miss Towle, seconded by Mr. Johnson, unan. to send a letter of commendation to Officer Rooney.

He also reported that he had met this morning with Mr. Lynch, Council on Aging Director Marty Walsh, Bldg. Insp. Tony Zagzoug and the Senior Center Building Committee. He said that the Groton Road building will definitely be built, and they are meeting again on Wednesday.

Mr. Johnson asked about the status of the 911 system, and Mr. Lynch said that the office will follow up on this, that a new person had been assigned to the project.

He also said that he sees Carrie Steiman and the Citizens for a Cleaner Chelmsford as a positive step, that Peabody has a similar project and we need a morale booster in the Community.

Miss Towle reported on the status of the Fire Dept. negotiations, stating that Labor Counsel Dee Moschos had sent a letter to the joint labor management committee on July 29th. Mr. Lynch reported that we had received a letter today, and the mediation session has been set for September 15th.

Mr. Blomgren reported that with the re-paving of Route 495 traffic is taking other routes through the Town, and there have been many heavy trucks on Locke and Davis Roads. Motion by Mr. Blomgren, seconded by Miss Towle, unan. to ask the Safety Officer check into putting up signage to keep these trucks off residential streets.

The Ex. Sec. reported that at the Annual Town Meeting a part-time position for an insurance clerk was created for the BOS office. This will be advertised and he should have a candidate by the middle of September.

Unfinished
Business -
Appointments

Motion by Mr. Johnson, seconded by Miss Towle, unan. to appoint Edward Jamros as Truck Driver/Laborer in the Highway Dept., as recommended by the Supt. of Streets.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to appoint Brian Johnson, Dracut, to the Auxiliary Police, as recommended by the Chief

Motion by Mr. Johnson, seconded by Miss Towle, unan. to make the following appointments:

David Bowman, Cable TV Commission - ex-officio, replacing Gerry Rigby
Raymond Nuzzolo, 103 Gorham Street, I.D.F.A., replacing G. Wallace

Lalia Nuzzolo, 103 Gorham St. to the Sign Advisory Committee.

Appointments
cont'd

Andrew C. Sims, Thomas E. Mills, Barbara Scavezze and John M. Rugo to the Trash Advisory Committee.

Karen E. Leonard to the Cultural Council, to replace Joy Chadwick.

Anthony Ma and James Pearson as Fence Viewers.

William H. Shedd, Plumbing Inspector and Ken Kleynen, Asst. Inspector. Francis Cunningham, Wiring Inspector, and Roy Philbrick, Asst. Insp. Committee to Update Town History - as returned on form.

Industrial Development Commission - as returned on form.

Memorial Day Committee - as listed, replacing Harry Silveria with Bob Gallagher.

Traffic and Safety Committee - as listed.

Harold Organ, Jr. for a 3-year term to the Board of Appeals; Robert J. Scharn, Ronald Pare and Karen Wharton (replacing James Flynn) as alternates for 1 year terms.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve the Shared Traffic Engineer contract to continue for \$15,000.

Pub. Hrg.

Mei Li Garden
All Alcoholic
License

At 7:55 p.m. the Board held a Public Hearing on the application of JDJ d/b/a Mei Li Garden, for an All Alcoholic Restaurant License. Atty. Joseph B. Shanahan, Jr. represented Grover and Jean Soo Hoo, sole stock owners in the corporation. They are applying for 3 licenses: 1. Common Victualer, under Chapter 140; 2. All Alcoholic, under Chapter 138; and 3. a Weekday Entertainment license for a TV screen and pre-recorded music. He presented 29 green return receipt cards. Atty. Shanahan said his clients, the Soo Hoos, wish to open a 4,000 square foot restaurant in Units 10, 11 and 12 in Garrison Park Condos on Littleton Road. This plan has been approved by all the local boards. The property is now owned by Alpine Realty Trust. The Soo Hoos have been at the Mai Kai Restaurant at Drum Hill for 15 years, and done every aspect of the restaurant business. They are asking for 80 seats in the dining area and 20 seats in the lounge area. This is much smaller than either the Mai Kai or the Hong & Kong, and the hours requested are from 11 am to 11 pm. The lounge is to serve patrons only, and is not geared to be a lounge business.

On the issue of the liquor license, Atty. Shanahan stated that the Board of Selectmen has frequently told applicants to develop a track record and then apply for a license. He said that in this case the Soo Hoos already have a 15 year track record, and a liquor license is a component of Chinese/American restaurants. He added that Beer and Wine is not compatible with Chinese food, and that the Hong & Kong has no objection to this license being issued. The establishment is in a commercial retail office mall, and he noted that the Elks Club across the street is allowed to serve drinks until 1:00 a.m.

Mr. Lynch read reports from the Police Chief and Building Inspector both recommending the granting of the license.

Mr. Shanahan pointed out that the application was filed on June 29th, the Soo Hoos waived the 30 day requirement for a Public Hearing, which actually went 3 weeks over the 30 days required by law. Mr. Soo Hoo would like to be completed by October 1st, and would like the Board to vote tonight, if possible, as a reciprocal courtesy. They have applied for 121 seats due to parking restrictions, and the plans have been approved by the Town Engineer, Building Inspector and Planning Board

Mei Li
Garden
Hearing
cont'd

Mr. Johnson suggested that we grant the Common Victualer license now and later review again for the All Alcoholic, the way we did with Vincenzo's. Atty. Shanahan pointed out that Vincenzo's was a different situation - Mr. Cicerchia had no track record. The last few licenses granted all applied at first as take-out - Fisherman's Galley, China Delight, Seafood Connections and D'Angelo's. The site was rezoned from industrial to commercial - he understands the neighbors concerns but wants to be heard on his clients merits.

Mr. Emerson said he is concerned because we are half a step away from creating a lounge- they are now asking to close at 11 pm and he feels they will be back asking for a 1 or 2 am closing.

Atty. Shanahan stated that he would be amenable to eliminating the lounge area, and just have a service bar, and his clients have no idea of increasing the hours. The Soo Hoos have made a sizeable non-refundable deposit, and may not go forward with just a Common Victualer license, and when asked, said that all food will be prepared on the premises. Mr. Ready asked about the traffic impact, and Atty. Shanahan said that a restaurant in a mall doesn't generate as much traffic as a restaurant in another area. He also added that the septic system is being designed to accommodate the restaurant. Board members indicated that they are not willing to vote tonight, and Mr. Shanahan said that Mr. Soo Hoo had extended a courtesy to the Board on the date of the hearing, and he hoped they would reciprocate.

Mr. Ready asked if anyone present wished to speak in favor of this application, and no one did. He asked if anyone wished to speak in opposition, and several persons indicated that they did.

Barbara Bunn, 6 Chamberlain Road, said she felt this would be a detriment to the neighborhood.

Christine Ingellina, 23 Chamberlain Road, said we don't need any more liquor licenses on Route 110 - we already have the Elks, Banquetteer, 2 Chinese restaurants in Westford. This is our neighborhood, and we have already voted down a liquor license once (bowling alley).

Peter Gallagher, 15 Chamberlain Road, said the neighborhood is not negative to all development, only that which they feel will be detrimental. He thinks the restaurant is the means to having a lounge, and is totally opposed.

Eunice Gray, 24 Chamberlain Road, wants to protect the integrity of the neighborhood.

Peggy Owen, 4 McCormick Lane, is afraid that it will turn into a drinking, not eating, establishment.

Elizabeth Ravanielle, 2 Alcorn Road, said she thinks this type of establishment will invite more people than anticipated, and why not serve Oriental drinks without liquor.

At 8:45 pm Mr. Ready closed the hearing to the public.

Mr. Shanahan said the day care center did not go through unopposed.

Mr. Ready read a letter from Paul Cerqua, 21 Chamberlain Road, stating that he is opposed for various reasons - location, with other places selling liquor on 110 so close; concern that the restaurant will turn into a lounge, and concern for health reasons, with the garbage disposal at the rear of the property he is afraid that rodents will come into Chamberlain Road backyards.

Mr. Blomgren said he would like to make 3 motions - to deny the liquor license, to approve the Common Victualer license (stipulating no brown bagging of liquor, and an entertainment license specifying the entertainment, and would waive the rules of the BOS and vote tonight, since he is getting a negative feeling from both the Board and the neighbors.

Mei Li
Garden
cont'd

Mr. Emerson said he is not prepared to vote tonight. Miss Towle said she wants to vote tonight, and Mr. Johnson said he has no problem with voting. Motion by Miss Towle, seconded by Mr. Johnson, to waive normal BOS procedures and vote tonight. Mr. Ready said it is bad precedent to waive procedures. Mr. Shanahan said he will not appeal a negative decision to the A.B.C.C. The Board then voted unan. to waive their normal procedure.

Motion by Mr. Blomgren, seconded by Mr. Johnson, unan. to deny the Alcoholic License application, since it is not consistent with BOS philosophy. Mr. Johnson said that it is the Board's tendency toward strip shopping malls not to grant alcoholic licenses until they have set a track record, and Mr. Blomgren said they need a period of demonstrable evidence. Attorney Shanahan asked the Board's permission to withdraw the application for the alcoholic license.

Motion by Mr. Blomgren, seconded by Miss Towle, unan. to grant a Common Victualer license that excludes a provision for "brown bagging" (bringing liquor onto the premises) and not to include a lounge area. Hours to be from 11 am to 11 pm.

Motion by Mr. Emerson to grant an entertainment license restricted to pre-recorded music with no live entertainment, seconded by Miss Towle, unan.

Pub. Hrg.
Class II
Auto Dealer -
Renee's
Premium
Autos, Inc.,
Wesley St.

The Board then held a Public Hearing for a Class II Auto Dealer's license at 6 Wesley Street. Attorney Shanahan represented Renee's Premium Autos Inc., owned by Renee and Harold Dyer. He presented an affidavit indicating that the abutters had been notified. Atty. Shanahan said that Mrs. Dyer has had several years experience in auto sales and rentals, has had a rental and leasing operation at that location and now wants to be able to sell retail cars herself. The business is located in a shopping center zone, but they have obtained a variance from the Board of Appeals, and will have no more than 10 vehicles for sale, between the hours of 8:00 am and 7:30 p.m. 6 days per week.

Dan Burke, Bd. of Appeals Chairman, was present and Mr. Blomgren asked him what happened to the waste water from washing cars, and Mr. Burke said the question never came up. Mr. Blomgren said that if we grant this license he would like a police background check done on Mrs. Dyer, also.

No one present spoke in favor of or opposition to this license.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to grant this license if the background check on Mrs. Dyer is satisfactory, and to restrict the license to 10 vehicles.

Pub. Hrg.
Class II
Auto Dealer
Stony Brook
Auto Body Inc.

A Public Hearing was held on the application of William Quinn, Jr., Stony Brook Auto Body Inc., for a Class II Auto Dealer's license to be exercised on the premises at 112 Tyngsboro Road. Mr. Quinn told the Board he has been in Town for 16 years and presently has an auto body shop at 112 Tyngsboro Road. He wants the Class II license to purchase vehicles to repair and then sell. He had applied for this license on Groton Road in 1983, but the property was not zoned correctly. He now has a collision repair facility and wants to repair and sell damaged cars. Miss Towle told him that the answer to question #6 on the application - is this your principal business - should have been Yes. Mr. Emerson asked about screening, and Mr. Quinn said if he were to purchase the property, he would make improvements, including screening. Miss Towle and Mr. Lynch said they think he should be applying for a Class III, rather than Class II, license. Mr. Blomgren said if he comes back before the Board he should bring plans, photos, and a time frame for improving the property. Mr. Quinn asked to withdraw his Class II application.

without prejudice. Motion by Mr. Blomgren, seconded by Miss Towle, unan. to allow him to do so.

Atty. James Geary re Tevlin Property Re-zoning Article Attorney James Geary was present representing Mary Tevlin, who owns property adjoining the Adams library on Bartlett Street. He said that the property is now zoned RB (residential) and they are having a Public Hearing before the Planning Board on September 14 to have an article on the warrant for the Special Town Meeting on Sept. 19 to change the zoning to CD (Commercial). Mrs. Tevlin has offered to sell the property to the Town for expansion of the library, and this is still her first choice, if they can get a ballot question to pass. Mr. Emerson said he thinks it is fair and reasonable to put this article on the warrant. Motion by Miss Towle, seconded by Mr. Johnson, unan. to place the rezoning article on the warrant.

New Business Streetlights Under New Business, motion by Mr. Johnson, seconded by Miss Towle, unan. to request Mass. Electric to place 4,000 lumen streetlights on NET Pole #3/19 at the intersection of Boston Road and Warren Avenue, and on Pole #36/10 on Evergreen Street.

Signs on Ledge Rd. Motion by Mr. Johnson, seconded by Miss Towle, unan. to ask the Highway Dept. to place 20 MPH signs on Ledge Road, as recommended by the Safety Officer.

Bid Award Motion by Mr. Johnson, seconded by Miss Towle, unan. to sell the 1951 Maxim Pumper to William Belleville, high bidder at \$1,025. based on the recommendation of the Fire Chief.

Warrant Articles - Sept. 19 STM The Board then discussed warrant articles for the STM on Sept. 19. Unregistered Motor Vehicles - Mr. Lynch, Mr. Johnson and Tony Zagzoug, Bldg. Insp. have looked at other Town's by-laws and have paraphrased the Town of Concord's by-law, and want to have it enforced by the Police. Mr. Johnson is going to the Planning Board Wed. night to present it to the Board. Motion by Mr. Johnson, seconded by Miss Towle, unan. to place this article on the warrant.

Mr. Lynch then went through the list of warrant articles received by the BOS.

Motion by Mr. Blomgren, seconded by Miss Towle, unan. to remove the article on electric motorized boats on Freeman Lake.

Motion by Miss Towle, seconded by Mr. Johnson, unan. to withdraw the articles pertaining to Town-owned land, in order to have Mr. Zaher and Mr. Bevis come in to the Board to explain their purposes in wanting to purchase this land, and hold the articles for the Annual Town Meeting.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to place the article for the Library to purchase the Tevlin property on the warrant before the article to re-zone the Tevlin property.

Motion by Miss Towle, seconded by Mr. Johnson, unan. to approve the warrant articles as amended.

Mr. Lynch reported that Attorney James Geary, representing Raymond Cayre, wants to lease the abandoned railroad property behind the Mall, and he has also had 2 requests on Chelmsford Street, from Charles Watt and John Kapoukakis to lease land. but this would involve Little League Fields and they want to go over the plans with them. Motion by Mr. Emerson to table these requests until Mr. Lynch has the plans, seconded by Miss Towle, unan.

New Business

Mr. Ready reported he had received a call regarding the pedestrian crossing in the Center - possibly placing a barrel with a sign in it directly in the crosswalk. Mr. Emerson said that the Traffic and Safety Committee has considered something of this type - maybe placing cones in the crosswalk, and talking with the Safety Officer they learned that the Police Dept. has already considered cones with flags on them. Motion by Mr. Johnson, seconded by Miss Towle, unan. to forward this matter to the Traffic and Safety Committee for their recommendations.

Mr. Emerson suggested that the Board consider implementing voluntary trash recycling this fall - for newspapers. Mr. Lynch explained the options - \$100 for a dumpster to be left and picked up when full; \$15.00 paid per ton if we took the papers to Haverhill; and if they left containers, they would pay us \$5.00 per ton when full. Motion by Mr. Blomgren, seconded by Mr. Emerson, unan. to ask the Trash Advisory Committee to bring in their ideas.

Mr. Blomgren referenced the letter from Police Chief McKeon re rest areas, and asked Mr. Lynch to find out the process required to close a rest area and discuss it with the DPW. Motion by Mr. Johnson, seconded by Miss Towle, unan. to do so.

At 10:25 p.m. motion by Mr. Johnson, seconded by Miss Towle, to adjourn to Executive Session to discuss strategy with regards to collective bargaining. Roll Call vote was as follows: Mr. Johnson-Aye; Miss Towle-Aye; Mr. Emerson-Aye; Mr. Blomgren-Aye; Mr. Ready-Aye. Mr. Ready announced that the Board would not be returning to Open Session.

For the Board of Selectmen, by

Judith E. Carter



MINUTES OF THE REGULAR MEETING OF THE
BOARD OF SELECTMEN HELD AT THE
MC CARTHY MIDDLE SCHOOL
SEPTEMBER 19, 1988

Town Clerk

MEMBERS PRESENT: Mr. Ready, Mr. Johnson, Mr. Emerson. Ms. Towle and Mr. Blomgren were absent. Mr. Lynch, Ex. Sec. was also present.

CALL TO ORDER: Mr. Ready called the meeting to order.

CHANGE IN OWNERSHIP - SPIRO'S HOUSE OF PIZZA - Change in ownership to Paul LaChance, P.J.'S Kitchen. The hours of operation will be from 6AM to 3PM serving breakfast and lunch. They may extend their hours to Thursday and Friday evenings. Saturdays 6AM - noon. No Sunday hours. There will be no alcohol license applied for at this time. Thursday and Friday to 10 PM. Mr. Johnson made a motion to approve, and expand the hours of operation on Thursdays and Fridays to 10PM, 2nd Mr. Emerson, unanimous.

REPORTS - MR. LYNCH - There will be an occupational health nurse working with us on workers comp claims. Chelmsford was one out of six communities choosen.

Mr. Johnson made a motion withdraw Article 8 (Varney Playground), 2nd Mr. Emerson, unanimous.

APPOINTMENTS - Mr. Johnson made a motion to appoint Marian Currier, 54 Boston Road, as part-time senior clerk in the BOS office, 2nd Mr. Emerson, unanimous.

SEWER COMMISSION - John Emerson, Chairman of the Sewer Commission, was present asking the BOS to appoint an individual to fill the vacancy of Jean Organ. Mr. Emerson made a motion to fill the vacancy, 2nd Mr. Johnson, unanimous. Mr. Ready opened the floor for nominations. Mr. Johnson nominated Robert P. Joyce, 103 Turnpike Road to fill the vacancy, 2nd Mr. Emerson, unanimous.

MOTION TO ADJOURN: Mr. Johnson made a motion to adjourn to Special Town Meeting, 2nd Mr. Emerson, unanimous.

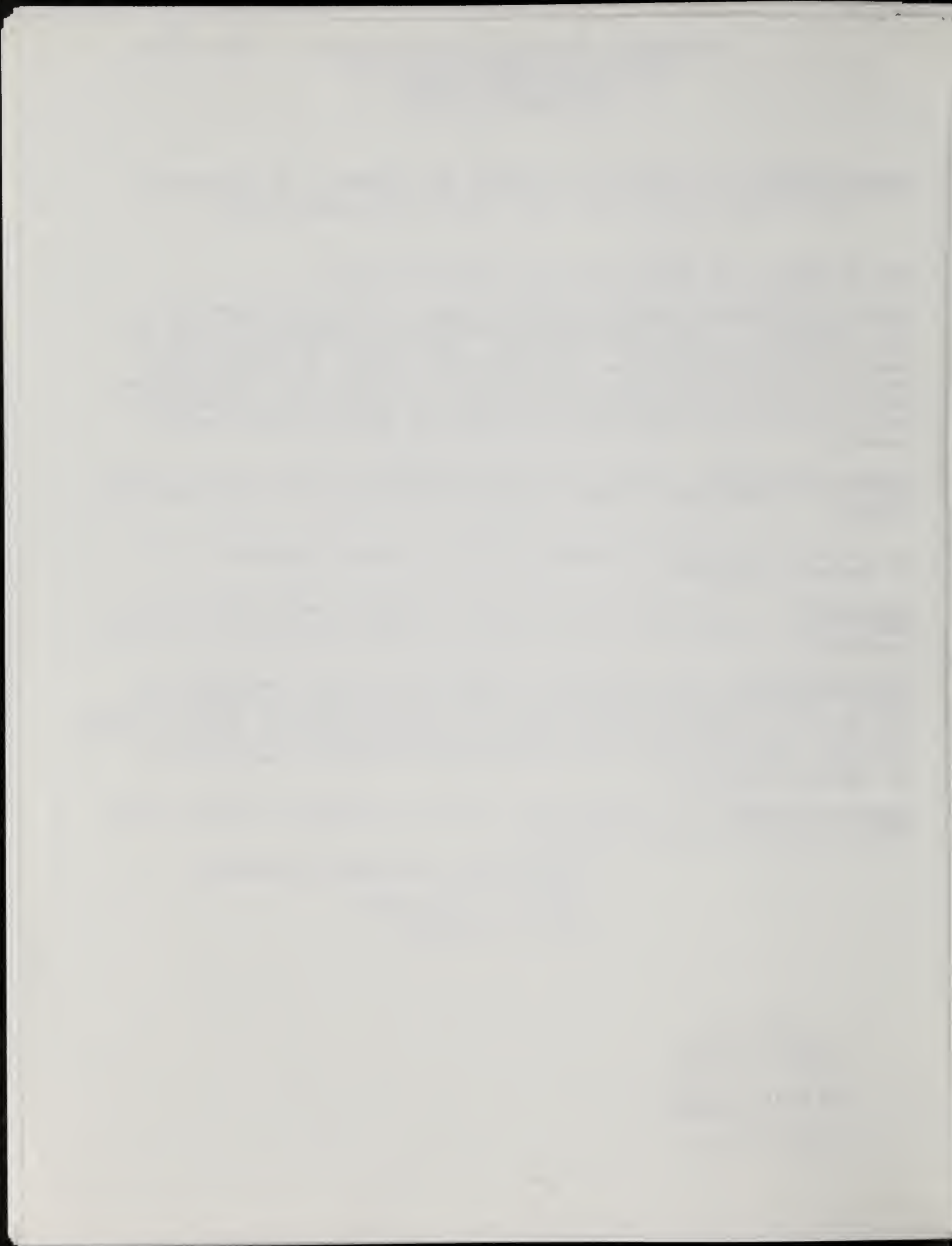
Submitted for the Board of Selectmen

Beth A. Cutrumbes
Beth A. Cutrumbes

TOWN OF CHELMSFORD
MARY E. ST. HILAIRE
TOWN CLERK

89 JAN 31 PM 4:10

RECEIVED



toan clerk

Board of Selectmen Meeting September 26, 1988

SEP 27 10 AM 9:50

Regular meeting of the Board of Selectmen held Monday, September 26, 1988 at 6:45 p.m. in Room 108, McCarthy Middle School. Members present were Mr. Ready, Miss Towle, Mr. Johnson and Mr. Emerson. Mr. Blomgren was out of Town on business. Bernard Lynch, Executive Secretary, was also present.

The Board discussed the need for a Special Election for the Town to vote on Exempting \$ 961,900 from Prop. 2½. Motion by Mr. Johnson, seconded by Miss Towle, unan. to place the following question on the ballot for a Special Election to be held on November 1, 1988:

"Shall the Town of Chelmsford be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay the bonds to be issued in order to acquire a certain parcel of land and construct thereon an addition to the Adams Public Library and to renovate the existing library building, all as described under Article 7 of the warrant for the September 19, 1988 Special Town Meeting?"

The Board received a letter from the Town Clerk sent to the Ex. Sec. regarding conditions of the Special Election. Motion by Mr. Johnson, seconded by Miss Towle, unan. to allow her to open the polls from 10:00 am to 8:00 pm, and also to waive the hours required for registering voters at the precincts..

Mr. Emerson asked the Ex. Sec. to review the date and hours for Halloween with the Police Chief and return a recommendation for the Board at its next meeting. Motion by Mr. Johnson, seconded by Miss Towle, unan. to do so.

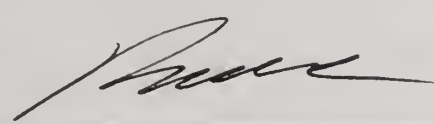
The Board reviewed the request of Laddie Haycock of Gouldsboro, Maine, to sell Christmas trees and wreaths at the Gulf Station on Drum Hill Road. Motion by Mr. Johnson, seconded by Miss Towle, unan. to grant him a Roadside Vendor's license conditional upon set back from the street so as not to obstruct traffic and traffic lights.

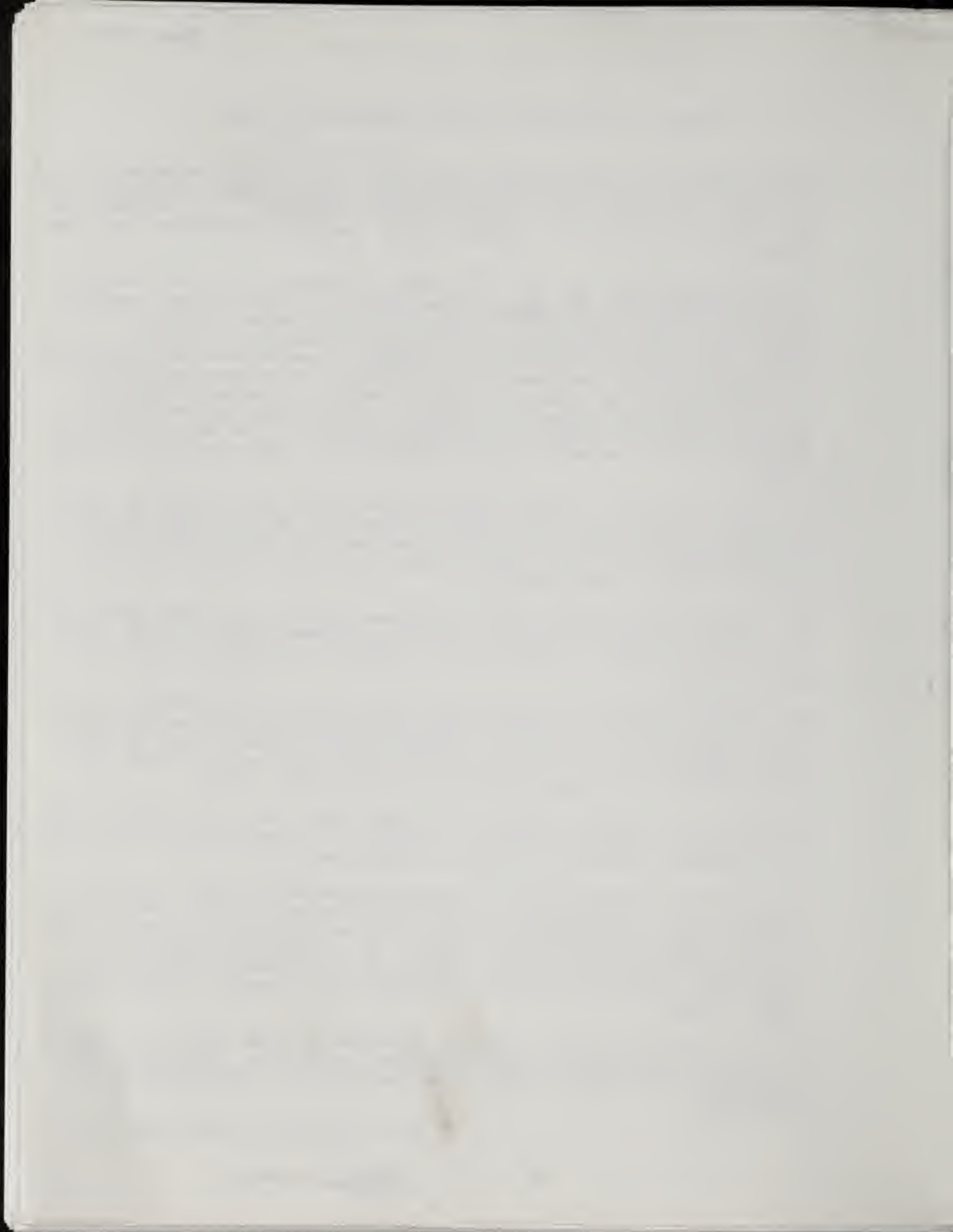
Motion by Mr. Johnson, seconded by Miss Towle, unan. to grant a 1-day Auctioneer's license to Roger P. Durkin to be exercised on the premises at 98 Stedman Street on October 8, 1988 from 11 am - 3 pm.

The Ex. Sec. reported that we have had requests to lease abandoned railway land. He explained the plan of Charles Watt for land behind his building on Chelmsford Street, and also the plan of Raymond Carye for land behind the Chelmsford Mall. Mr. Johnson expressed concern regarding the bikeway access. Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve both plans with a caveat re the bikeway right of way.

At 6:55 pm motion by Mr. Johnson, seconded by Miss Towle, to adjourn to Executive Session to discuss pending litigation. Roll Call vote was as follows: Mr. Johnson-Aye; Miss Towle-Aye; Mr. Emerson-Aye; Mr. Ready-Aye.

For the Board of Selectmen, by





Ann Oak

Regular meeting of the Board of Selectmen held Monday, October 17, 1988. Members present were: Mr. Ready, Mr. Johnson, Miss Towle, Mr. Emerson and Mr. Blomgren. Bernard Lynch, Executive Secretary, was also present. Reg. BOS Mtg. Oct. 17, 1988

NOV 10 AM 9:50

During the Open Session, David Ford, 51 Sherman Street, told the Board that the Sewer contractors left an 8" drop in front of his house. He called both the Highway and Sewer Depts., and Fred Driscoll, Sewer engineer, said he would look at it, but this was 8 months ago and nothing has been done. Two months ago Mr. Driscoll said he would have the Highway Dept. fix the drop temporarily, but he didn't. Mr. Ford said he feels it is a safety problem for pedestrians and children on bikes, and the least he expected was a follow-up phone call from Mr. Driscoll. Mr. Lynch said he would have both the Town Engineer and the Supt. of Streets check the situation. Open Session

Carrie Steiman, Citizens for a Cleaner Chelmsford, was present and said that since her meeting with the Board on August 22, her group has done a lot. The Spring clean-up date is April 29. They have had 2 meetings, with many residents in attendance and are now set up as a non-profit organization with a post office box. She has met with the School Committee, and will meet with the school principals at their next meeting. They are running a poster contest in the schools and will use the best poster as a theme. She has met with Student Council President Jill McPhee and she has been promised their help, as well as the Rotarians and the Chamber of Commerce. The High School Art classes are working on a logo and Eric Hoover and students are looking into car litter bags. They are looking for sponsors - gas stations, Burger King, MacDonald's and all groups willing to help on April 29. She feels there already seems to be community awareness. Citizens for a Cleaner Chelmsford

Mr. Johnson said that there is a business committee, with a 5-man sub committee to give stickers to establishments for neatness. They don't want Clean-up day to be an annual event, but a one time day, with the cleanliness ongoing. Ms. Steiman said she hopes that the children will learn not to litter. She added that she will leave a working copy of their by-laws and outline of their plans with the office. Mr. Emerson commented that there must be an anti-litter by-law on the books but it could be hard to find. Mr. Blomgren suggested the Town of Acton's program and said he will contact them for details.

At 7:20 pm motion by Mr. Johnson, seconded by Miss Towle, unan. to recess until 7:30 p.m. Recess to Open Mtg.

Chairman Ready called the meeting to order at 7:30 p.m. Call to Order

Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve the minutes of September 26, 1988, regular and executive sessions. Minutes Approved

John Keating, 297 Boston Road, was present requesting a Roadside Vendor's license to sell Christmas trees from his front yard. He lives on the old Cutrumbes farm. He has had no experience selling Christmas trees, but has worked at a farm stand and is now in computer sales. Mr. Emerson said he would like to take this under advisement until they can review parking, etc. Mr. Blomgren asked if November 7th would be a potential hardship and Mr. Keating said that he will have to order the trees soon. Mr. Blomgren suggested that Mr. Emerson, Mr. Lynch and the Safety Officer review the location and if they find it favorable, to grant the license. Mr. Roadside Vendor's License

Roadside
Vendor's
Licenses
cont'd

Johnson said he has a problem with a commercial use in a residential neighborhood, and feels that we may be having too many Christmas tree stands, and feels that the Board should review the matter and set a policy for next year. Mr. Ready agreed. Mr. Emerson said he feels each application should be reviewed on an individual basis. The vote on Mr. Emerson's motion to table until the next meeting was seconded by Mr. Johnson, unan.

Herb Lloyd, 33 Horseshoe Road, was present with an application for a Roadside Vendor's license for Little League to sell Christmas trees on Chelmsford Street, as they have done for the last 5 years. They want to sell the first 3 weekends in December, from 9 am - 6 pm. Mr. Emerson noted that the Little League Fields are surrounded by commercial property. Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve.

Road Ease-
ment on
Stedman St.

Attorneys Charles Merrell and John C. Carragher were present asking for a road easement on Stedman Street for Phillips Diversified Industries, Inc., a 93,000 sq. ft. mini self-storage building. They have a Special Permit from the Planning Board and have to tie in the fire alarm cables with the town cable on Smith Street. They want to place underground conduit in the state-owned Route 3 overpass and under Stedman Street and need an easement from the state to the Town. Atty Carragher explained the property, stating that there is 1 2-story building and 1 1-story building, both with sprinklers, 1 heated, 1 not, and the property is enclosed by a chain link fence, with a gate that will open electronically if the alarm goes off. They need an easement under Stedman Street. The Board has no recommendation from the Fire Chief. Motion by Mr. Johnson, seconded by Miss Towle, unan. to grant the installation of the fire alarm cable subject to receipt of a letter from the Fire Dept.. Atty. Merrell added that they need a letter from the Board to the State requesting an easement.

Reports

Under Reports, Mr. Johnson said he wants to commend Bob's Jewelry and Coins for refurbishing the old Eddie Hart/Man's Image shop. He asked to have the Building Inspector check the free-standing sign at the Citgo Station to see if it is in violation. He reported that the Senior Center is progressing - that they hope to pour the footings in 6 weeks - 2 months, and then start framing.

Mr. Emerson reported that the Trash Advisory Committee has been meeting once a week and should have a recommendation in a couple of months.

Mr. Lynch reported that the Trash Committee has voted to recommend a drop-off for leaves on November 5 and November 19. BFI will donate 2 dumpsters for the leaves, which will be taken to Laughton's compost pile in Westford. The leaves would have to be removed from plastic bags when placed in the dumpsters. The Trash Adv. Comm. will monitor to make sure that only leaves go in the dumpsters.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve setting up the dumpsters in back of the Town Offices and at the Highway Dept. garage.

Mr. Blomgren reported that he had received a call from a resident re the North School Site, and he had been up tonight and saw the sink holes over the site. He said he had mentioned this to Mr. Lynch last week and was angry when he saw the site, that the holes had not yet been filled in. Motion by Mr. Johnson, seconded by Mr. Johnson, unan. to order the Highway Dept. to fill in the holes by 5:00 pm tomorrow, since this is a serious problem. Mr. Lynch said that he has a meeting tomorrow morning and that Mr. Crory had said that he was not too comfortable filling the holes with sand. Mr.

Johnson said he expects them filled by 5 pm tomorrow. Mr. Ready said he also is disappointed that they are not filled yet.

Reports
cont'd

Mr. Blomgren reported that we have received a letter from the Dept. of Environmental Management re the dam on School Street on Dr. Kumar's property and wants to ask for a report from the owner as to when it will be repaired. Motion by Mr. Johnson, seconded by Miss Towle, unan. to do so.

The Board then met with George Martin, from Melo-tone Vending, who said he had been contracted by American Snack to put 2 video games in Bradlee's store at the Chelmsford Mall. The Board said that Bradlee's should have been represented tonight.

Automatic
Amusement
Licenses

Motion by Miss Towle to put an article on the ATM warrant and place a moratorium on video games. Mr. Emerson said he hesitates to place a moratorium, but moved to deny Melo-tone's application, seconded by Mr. Johnson, unan. Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to prepare an article restricting video games for the ATM warrant.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve 1-day Auctioneer's licenses for Roger Durkin for October 8 and October 19.

Unfinished
Business

Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve a 1-day Auctioneer's license for I. Fred Koffman for Oct. 20.

A discussion was held as to when the Town should celebrate Halloween. The Police Chief had recommended Monday, October 31 from 6 - 8 pm. Mr. Emerson feels it is more convenient for families to celebrate it on Sunday, and Mr. Johnson added that there is a lot more traffic on Monday night than Sunday night. Mr. Ready disagreed, stating that the hours of 6 - 8 on October 31st are traditional and it would be confusing to change it. Miss Towle agreed. Motion by Mr. Johnson, seconded by Mr. Emerson, with Mr. Blomgren adding the proviso that the media be notified, to celebrate on Sunday, October 31st from 5 - 8 pm. Vote was 3 in favor, 2 opposed (Miss Towle and Mr. Ready).

Halloween

Motion by Mr. Johnson, seconded by Miss Towle, unan. to request Mass. Electric to upgrade the streetlight on Pole #3, Crockett Drive.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to award the bid for the Fire Dept. pick-up truck to Conway Chevrolet, the lowest bidder that met the specs, although not the low bidder, as recommended by the Fire Chief.

Mr. Blomgren suggested that the Board hold a Work Session this year before making the Annual Appointments, and that he would like to review all committee and department head appointments. Mr. Lynch said that the office will send out complete lists of all appointments to Board members. Mr. Ready asked that we add a line item to the regular agenda - Committee Review.

Mr. Ready announced that due to the resignation of Raymond Carye there is an opening on the Chelmsford Center Industrial Sewer District Commission. Applicants must be property owners in that area. Mr. Blomgren asked that a note be sent to the Chairman of the Commission.

Appointments Motion by Mr. Johnson, seconded by Miss Towle, unan. to appoint Eleanor Boucher, 44 Boston Road, as permanent van driver for the Council on Aging, as recommended by Martin Walsh.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to appoint Heather Linstad and David Irvine as Auxiliary Police, as recommended by the Police Chief.

New Business Miss Towle asked where applications for Affordable Housing are being taken, and Mr. Lynch said we are referring people to Mr. Shanahan's office.

Mr. Emerson commented that the Chelmsford Garden Club has done a nice job with the front of the Town Offices this year. Motion by Mr. Blomgren, seconded by Miss Towle, unan. to send them a letter of thanks.

Mr. Blomgren said that we have received a letter from the Garden Club and they have not received support from the Conservation Commission on the Wright Reservation. Mr. Lynch will talk to the Chairman of the Commission on this.

Motion by Mr. Blomgren, seconded by Miss Towle, unan. to send another letter to Comm. Garvey telling her that there has been an additional disturbing incident at the Route 3 rest area, and that Board members would be willing to meet with her.

Mr. Emerson asked about the lack of a parking ban in the winter, and Mr. Blomgren said it only goes into effect if the Board declares a Snow Emergency. Mr. Lynch will get feedback from the Police and Fire Depts. as to how this worked last winter.

Motion by Mr. Emerson, seconded by Miss Towle, unan. to deny any requests of applicants who did not attend the meeting tonight.

Healthnet Day Care Center Mr. Ready turned the chair over to Mr. Johnson and he and Miss Towle sat in the audience while the other Board members talked with Stephen Conlin, representing Healthnet, who took over the Wang Day Care Center. Mr. Ready and Miss Towle are both employed by Wang and do not take part in any discussions concerning Wang.

Mr. Conlin told the Board that their lease from the Town on the Center School runs through October, 1989. Healthnet is trying to sell to Children's Discovery Center, and is asking the Board's approval to assign the lease to them. They are looking for a new site but he does not know the proposed location. Mr. Emerson said is he asking for Children's Discovery to take over the existing lease for the same rate for the remaining months. Mr. Blomgren moved to Table until the Board can discuss the assignment of the lease with Town Counsel. Mr. Conlin said that postponing this until Nov. 7 would cause financial difficulty for Healthnet. Mr. Emerson said we already have a BOS/School Committee sub committee, and let's ask them to review it and come back with an early recommendation to the Board.

Mr. Emerson moved, seconded by Mr. Johnson, unan. that the Board meet with the School Committee one week from tonight and table the matter until that time. Mr. Blomgren asked Mr. Conlin for additional information about Children's Discovery.

Mr. Ready took back the chair.

Adjournment At 8:35 pm motion by Mr. Johnson, seconded by Miss Towle, unan. to adjourn.

For the Board of Selectmen, by

Idib E. Carter

Ben Clark

Joint meeting of the Board of Selectmen and School Committee held Monday, October 24, 1988. Board members present were: Mr. Johnson, Mr. Emerson and Mr. Blomgren. School Committee members present were: Mr. Olsson, Mr. Poulten, Mrs. Ward and Mrs. Marcks. Judith Carter, BOS Adm. Asst., Dr. William Mullin, Supt. of Schools, Dot Woodhams, Asst. Supt. of Schools and Town Counsel James Harrington were also present. BOS and School Committee Oct. 24, 19

V. Ch. Johnson called the meeting to order at 7:00 p.m. James McBride, Consv. Comm. Chairman, was present to update the Board on the beaver problem. He said that the trapping by-law was passed at the Special Town Meeting on Sept. 26, and they have a biologist coming to Town on Nov. 2 to live trap the beavers in the Dunshire Drive area. He said that he met with Walter Hoyt and Joseph Paolilli from the State Dept. of Fisheries and Wildlife, and they said they will not issue the permits for live trapping - that we will have to wait for the regular trapping season to open on Nov. 15. Mr. McBride feels the State is stalling and seem upset that the Town passed the by-law. Mr. Johnson asked if he wants the Board to write to the State and demand the permit, and Mr. McBride said Kathy Hillman is calling Sen. Amick and Rep. Cleven. Motion by Mr. Emerson, seconded by Mr. Blomgren, unan. to authorize Mr. McBride to consult with Town Counsel and Mr. Johnson will call, with a follow-up letter, Sen. Amick and Rep. Cleven. Mr. McBride stated that there is a big dam behind Phillips Glass that the Highway Dept. can't touch because of the Wetlands Protection Act, but that he could call an emergency meeting of the Conservation Commission, if necessary. James McBride re Beaver Problem

At 7:15 p.m. motion by Mr. Emerson, seconded by Mr. Blomgren, that the Board of Selectmen and the School Committee go into Executive Session to discuss the lease, exchange or sale of real property. Roll Call vote was as follows: Mr. Emerson-Aye; Mr. Blomgren-Aye; Mr. Johnson-Aye; Mr. Olsson-Aye; Mrs. Ward-Aye; Mr. Poulten-Aye, and Mrs. Marcks-Aye. Adjourn to Ex. Session

At 7:45 p.m. the Board returned to Open Session for discussions with Steven Conlin, rep. from Healthnet, Clark Adams from Children's Discovery Center, and David Brandeis from Wang. Return to Open Session

Mr. Conlin said that Healthnet is negotiating with Children's Discovery Center to sell all its assets. Healthnet has a lease on the Center School expiring October 31, 1989 and want to assign the lease to Children's Dis. The sale is contingent upon assignment of the lease. Children's Dis. is negotiating to relocate the Center prior to the end of the lease. Mr. Johnson reminded him a clause in the lease calls for the building to be maintained and returned to the Town in the same condition in which it was leased. Mr. Conlin said the asbestos has been removed, and Mrs. Ward said she wants documentation, that there are still problems with the roof. Mr. Olsson asked if we decide not to assign the lease what would happen and Mr. Conlin said they probably could not maintain the Center. Mr. Olsson said he has serious concerns about the condition of the building, and who is responsible. Mr. Conlin said that 2 years ago Healthnet became legally responsible. Mr. Poulten commented that we always knew why the rent was so low and it looks as though the building has deteriorated, not been maintained or improved. Mr. Conlin said they are trying not to close Discussion

Center
School
cont'd

the day care center, and Mrs. Marcks said it is not the Town's wish to do so. Mr. Blomgren asked if the lease is not assigned, how long could they operate, and Mr. Conlin said 60 - 90 days. Town Counsel was asked where can the Town go to bring the building back to its original state, and said we would have to bring action against the lessee, but only to the extent that they have assets.

Clark Adams, representing Children's Discovery Center, said he thinks he understands what the concerns are, and have asked Wang Child Care if they want the lease assigned his group wants a walk-through - they won't assume responsibility for what happened prior to their taking over. Children's Discovery Center would want to move out at the earliest possible date. Mr. Johnson said they are putting the Town in a Catch 22 position - they can't assign the lease until we have a walk-through. Mrs. Ward said that before we go on to a third generation we need to straighten out the problems with Wang Child Care and Healthnet.

Mr. Adams said his group just recently came into the situation, and don't want to put the Town in such a time frame, but understand that the day care center will have to close if not taken over by a new company. Children's Discovery can't pay for past damages. If the center closed, it would put their construction schedule back.

Mr. Emerson asked if they would keep the school open and pay the rent and heat, and Mr. Adams said that last year it cost app. \$180,000, and his group would not assume past responsibilities.

David Brandeis, Director of Compensation for Wang, said that he hasn't had direct involvement, that Patty Yen was originally involved, but that Wang is concerned, since many of their employees have children in the day care facility.

Mrs. Ward told about the conditions she found on a walk-through, and asked if the rent is so low, why hasn't the building been maintained. The original lease called for routine maintenance, not to exceed \$20,000 per year. If Wang Child Care Inc and Healthnet are one and the same, where does Wang Labs stand?

Mr. Brandeis said he knows that Wang spent money in the beginning, and he would participate in a walkthrough. Mr. Emerson asked if after a walkthrough, if damages were agreed on, would Wang participate in the restoration of the building? Mr. Poulten said he feels that Wang is the guarantor of what took place - if Wang were to agree after the walk-through, subject to the terms of the lease, that they would help out, he would have no problem in having the lease assigned.

Mr. Brandeis said he will speak to his boss, the Director of Human Resources, in the morning and they will be involved.

Mr. Blomgren recommended that the teams that are put together - KLO, the architect, Town Engineer, Building Inspector, Fire Prevention Officer and sub committee all go on the walk through.

Mr. Poulten moved that subject to the walkthrough and mutual agreement about and guarantees of repairs and restoration by Wang per the terms of the original lease, to approve the assignment of the lease, since it was the consensus of both boards that the terms of the lease may be altered, seconded by Mr. Emerson, unanimous. The walk through will be coordinated by Miss Woodhams. The School Committee left the meeting at 8:50 pm.

Unfinished
Business

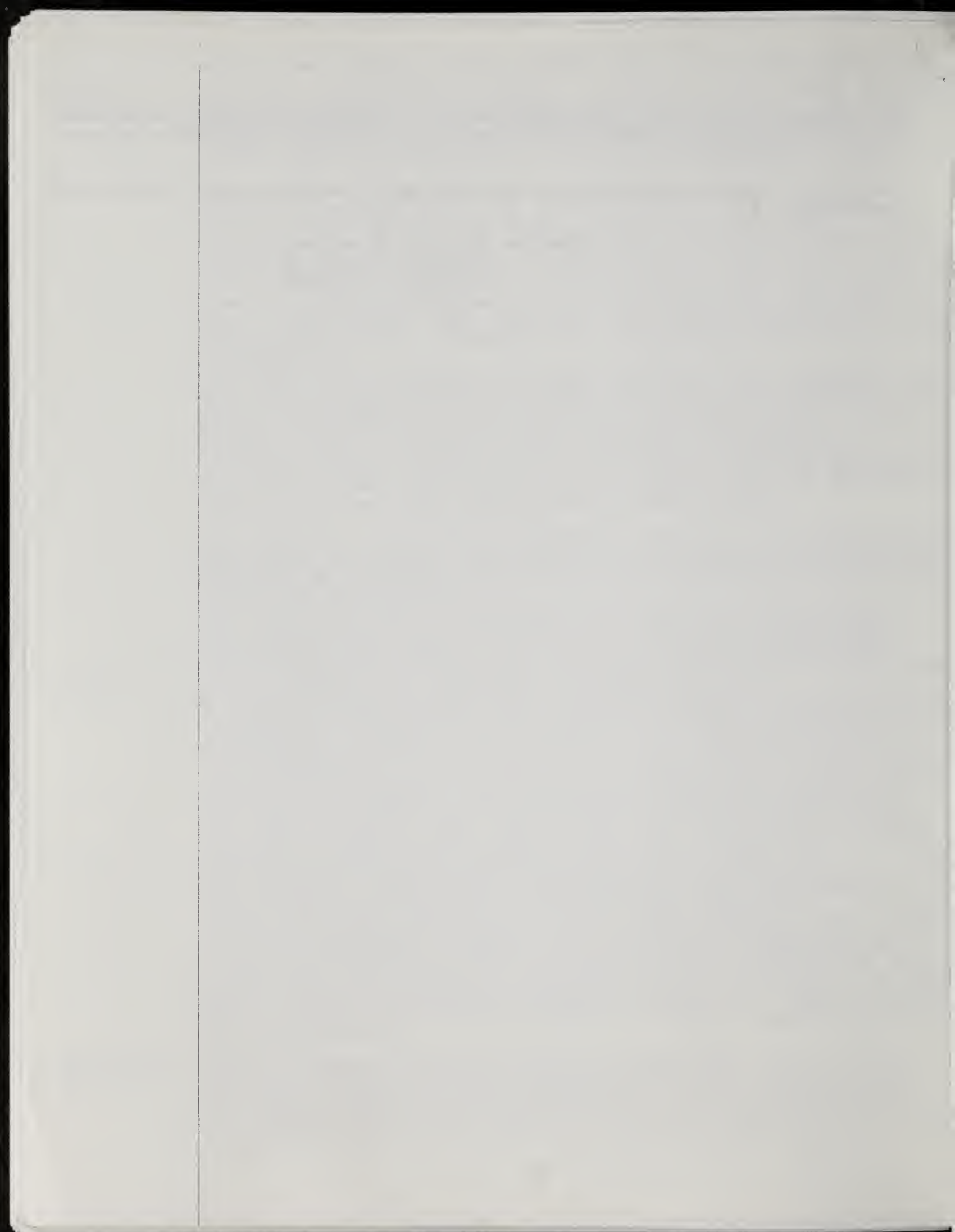
Under Unfinished Business Mr. Emerson moved ^{to} remove from the Table and move to approve the application of John Keating for a Road-side Vendor's license at 297 Boston Road, adding that he will be also having a farm stand, which is permitted. Seconded by Mr. Blomgren, unan.

Mr. Blomgren noted that the Chelmsford sign on Route 4 is missing Unfinished again and asked that another letter be sent to the State DPW asking Business them to replace it.

At 8:55 pm motion by Mr. Emerson, seconded by Mr. Blomgren, unan. Adjournment to adjourn.

For the Board of Selectmen, by

John E. Cate



Don Clark

RECEIVED
NOV 10 AM 9:50

Joint meeting of the Board of Selectmen and School Committee held Monday, October 31, 1988 at 6:30 p.m. Members present were: Mr. Johnson, Mr. Emerson and Mr. Blomgren. Mr. Ready and Miss Towle were not present due to a conflict in interest. Bernard Lynch, Executive Secretary, was also present. School Committee members Carl Olsson, Barbara Ward, Wendy Marcks and Samuel Poulten were present, as well as Town Counsel Thomas Horton. Joint Mtg. w/School Committee Center Sch

Vice Chairman Johnson called the meeting to order at 6:40 p.m.

Mrs. Ward discussed the walk-through of the Center School that most present had participated in last Thursday. She noted that there was a marked cleanliness in the building, that the halls and bathroom were much cleaner than they had been on the last visit. She said the question now is the state of the building and whose responsibility it is to have repairs made.

Reference was made to a report submitted by Jim Pearson, Tony Zagzoug and Charlie Galloway. They had reported that the generator has not worked in quite a while, and that emergency lights seem to be burned out quite often. Some of the lavatories off the classrooms are not currently operative. The roof needs to be tested to see if it is still leaking, and the drains must be kept clean.

Mrs. Marcks said we need some documentation that all asbestos has been removed, and asked who is ultimately responsible for radon testing.

David Brandeis, Wang rep., said he has gone through their files and thinks that all asbestos has been removed. Wang's facilities manager said that new insulation was put in, an asbestos substitute. Mr. Johnson said that he is very pleased with the condition of the building, and feels most problems are of a cosmetic nature except for the first 4 or 5 items on the list.

Mr. Emerson asked if anyone has put a \$ value on the deferred maintenance deficiencies, and how much would it cost to restore the building to what it was.

Mr. Blomgren said that the major issues seem to be the roof and plumbing.

The Wang facilities manager said he can't put a \$ figure beside each item in the report at this point, and Mr. Blomgren said it might not be advantageous to review the list until we have the \$ amounts.

David Brandeis said there is a time element involved - that the Children's Discovery Center needs to start moving. He feels there are 3 types of repairs needed: 1. general cleaning; 2. ceiling and floor in Room 10, and the roof also needs patching, although they put in 26 drainage pipes when the roof work was done; 3. the generator - it may be a wiring problem, and he is estimating maybe between \$10 and \$15,000 for all repairs

Center School
cont'd

The question was asked what is reasonable, and who should pay for what.

Mr. Johnson stated that we entered into the original contract with Wang and the lease was only transferred 2 years ago. The Town entered into the lease in good faith, the rental rate was very attractive, and he doesn't think the Town should be obligated.

Mr. Poulten then said that he has concerns - he thinks the report and the \$10 - \$15,000 figure are purely superficial, and his concerns are: 1. they got a report that the roof design wasn't working that in 1981 water stood in the depression over Room 10, and is still there now and can't get to a drain, and 2. we have learned that only 1 boiler is being used and there are 2 there that were put in during the energy crisis - one oil and one gas.

Mr. Blomgren said he estimates the cost of repairs at between \$46 - \$48,000. Mr. Johnson said that estimate is way too high, that we are here in a spirit of cooperation, and have pressing concerns - that we don't want to foreclose on the lease and displace children, but want to ask Wang about the items listed in the report.

Mr. Brandeis said that Wang would be supportive of some of the items that documentation shows that the roof structurally had problems before Wang leased it and the way that Wang got lower rent was to spend \$40 - \$50,000 on the roof.

No one was present from Children's Discovery Center, but Mr. Johnson said he wants an agreement with them that they will vacate the premises by June 30, 1989 if we approve the assigning of the lease.

Mr. Poulten said that the lease states that Wang was to come to the BOS and School Committee if the repairs were too extensive - the School Dept. could have had repairs done with reimbursement from the state.

Mr. Emerson said that there are 2 things to be considered - we need to get the building vacated datewise, by reducing 3 - 4 months off the lease, and then we could compromise over the value of the deficiencies.

Steve Conlin from Healthnet said he had spoken with Frank Devine from Children's Discovery and they would want to get out as soon as possible but the landlord at their new premises has not given them a move-in date. However, they would agree to a flexible provision, and would move out within days of the new building opening.

Mr. Johnson commented that this is a one-way deal - we are not certain who will pay the cost of the repairs, and we do not have a date certain for vacating. Mr. Emerson re-stated that we need the building by the end of June, and without that assurance there is no point in granting the lease to a new tenant. Mrs. Marcks commented that she feels the lessee from 1981 - 1988 should be responsible for repairs that concern the health and safety of the children, this should be done in the spirit of cooperation and they should agree to the June 30th deadline, or could even use half the building while repairs are being made. Mr. Johnson said the ball is in Healthnet's court to deal with Children's Discovery Center. Mr. Conlin said that CDC won't make a commitment until they have a commitment from their new landlord.

Mr. Poulten suggested that we could give them July 31st as a deadline but would charge them the market rate after July 1st, and that they will take care of the health and safety issues. Mr. Johnson said that another alternative is that there is plenty of space in Town available for a short term lease that they could find, and Mr. Emerson asked why they couldn't shut down for a month or two if they have to. Mr. Blomgren suggested that we send a letter to Healthnet documenting what we want from them and then meet again next Monday with a Children's Discovery rep. present.

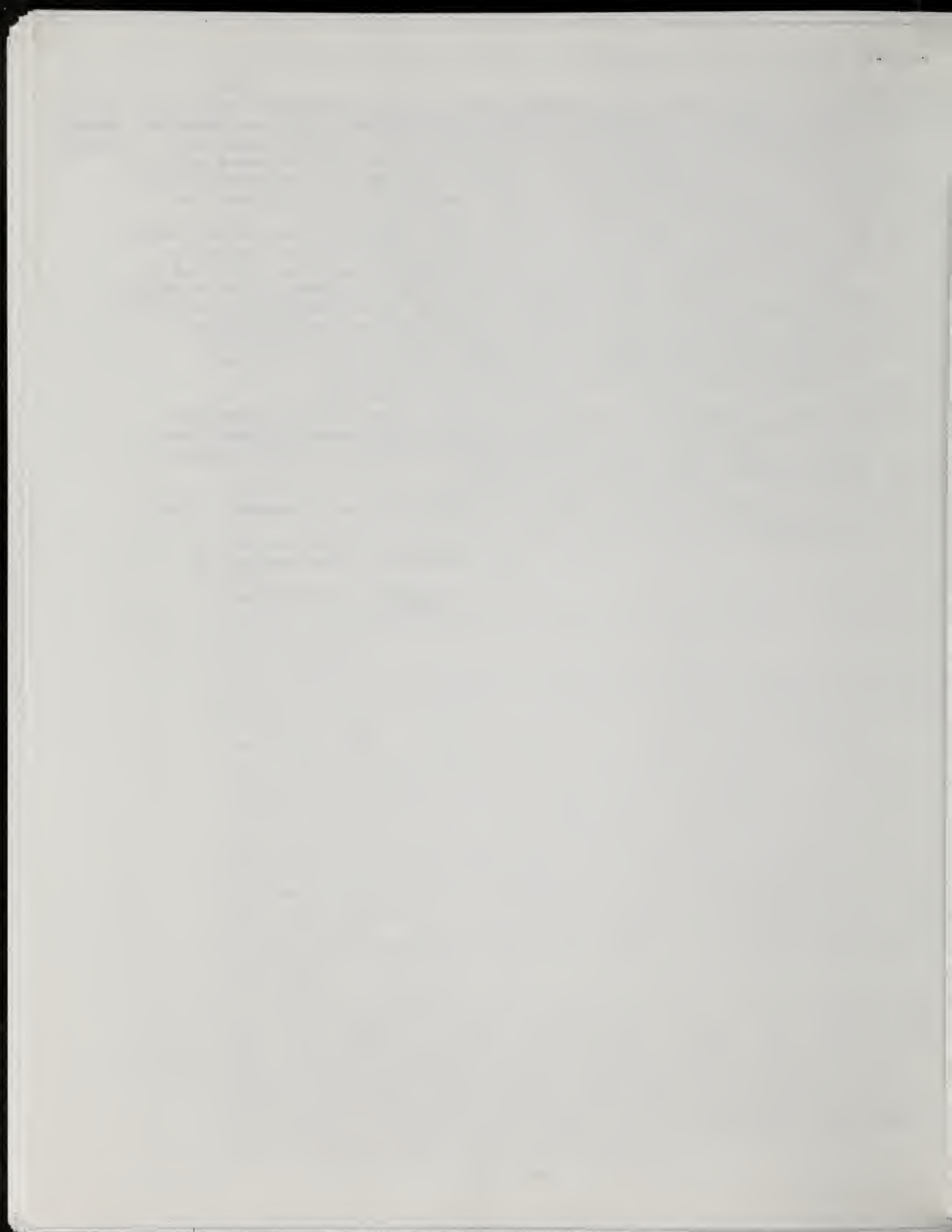
It was agreed that responsibility for the various repair items on the list must be assigned, and after discussion, that the deadline for vacating the building will be June 30th. The sub-committee will meet to determine these responsibilities. Mr. Johnson said that if by next Monday we don't have a breakdown of responsibilities and costs and an agreement on the time frame that CDC can live with, we should wait to vote at the next meeting. Mr. Poulten said again that he feels any issues of health and safety are Wang's responsibilities, and that KLQ should give a report of structural damages since 1981. David Bandeis said he will need a complete list before next Monday morning for a Monday night meeting. Mr. Johnson said he does not want another unproductive meeting like tonight. Motion by Mr. Emerson, seconded by Mr. Poulten, unan. to refer the whole matter to the sub committee - Sam Poulten, Barbara Ward, Brad Emerson and Bernie Lynch. The School Committee left the meeting at 7:45 p.m.

The Sewer Commission's request to place pipes on the triangular piece of land behind the Lussier building and McFarlin Manor was briefly discussed, and it was decided to wait to further discuss this when the whole Board is present.

At 7:50 pm motion by Mr. Emerson, seconded by Mr. Blomgren, unan. to adjourn.

For the Board of Selectmen, by

Edie E. Cate



Regular meeting of the Board of Selectmen held Monday, November 7, 1988. Members present were: Mr. Ready, Mr. Johnson, Mr. Emerson, and Mr. Blomgren. Miss Towle was absent due to illness in the family. Bernard Lynch, Executive Secretary, was also present.

During Open Session John Harrington, Chairman of the Sign Advisory Committee, was present to tell the Board that his committee and the Building Inspector are looking for help with signage - that some businesses are not complying with the sign by-law. He asked the Board to send the Bldg. Insp. a list of businesses who will be needing to have their licenses renewed. Mr. Emerson noted that in the past we have asked the Bldg. Insp. and Tax Collector for reports before granting transfers or renewals of licenses to make sure that they are in compliance with Town by-laws and all taxes paid. Mr. Johnson said that if the Committee would send the Board a list of chronic violators that we can put them on notice re renewal of their licenses. Mr. Lynch said that some Towns issue tickets to violators, and Mr. Harrington said that most businesses are conforming.

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At 7:30 pm Chairman Ready called the meeting to order.

Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to approve the minutes of October 17, October 24 and October 31.

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Mr. Johnson reported that he has received a call from Jim McBride, and the mother beaver and 2 or 3 babies have been live trapped and moved to the Cranberry Bog, and there appears to be one baby left. He reported on the Senior Center that they met with the Conservation Commission last week and the hearing is continued until Nov. 15. They are meeting with the Planning Board Wednesday night, and hope to out for bid very soon. He also reported that he attended the birthday party at the Harrington School and it was a very nice affair.

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Motion by Mr. Johnson, seconded by Mr. Emerson, unanimous to appoint Edward Carye to the Center Industrial Sewer Commission to replace his father, Raymond Carye.

Motion by Mr. Johnson, seconded by Mr. Emerson, unanimous to appoint Jean Mark as a member of the Council on Aging, as recommended by Martin Walsh.

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Mr. Blomgren asked John Emerson if they are working with the Police and Fire Depts. to keep disruption in the construction areas at a minimum and Mr. Emerson said they have met with the merchants at the Mall, have passed the first entrance and exit now, and should be by the second entrance by next week, and are still keeping 2 lanes of traffic flowing. Mr. Blomgren asked that they have the media and Channel 43 keep the public up to date on where the construction is taking place.

Mr. Driscoll said they will keep working until the hot top plants close, usually in mid December. Mr. Emerson said he has heard from the State that they can pass the Nov. 15 deadline for street openings, and he is asking the Board for permission to open streets after November 15th.

Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to permit the Sewer Commission to continue with street openings until Dec. 15, with the exception of Sundays.

Under New Business, Mr. Emerson commented that the Highway Garage was established on Richardson Road because of the large sandbank at that location. The sand is now almost gone, but the adjacent parcel of land has at least 10 years worth of sand on 17 acres. The owner of the parcel, Harold Kecz, will negotiate. Mr. Emerson is asking the Board's support to negotiate to get the sand and save the Town a lot of money, and he is volunteering to negotiate with Mr. Kecz. Mr. Ready said he wants a report on the comparison of costs.

Motion by Mr. Johnson, seconded by Mr. Blomgren, unan. to have Mr. Emerson and Mr. Lynch contact Mr. Kecz, and report back to the Board with his proposal.

Mr. Emerson stated that last year \$40,000 funding for hydrant maintenance was deleted from the budget, and now there is no maintenance being done, and no arrangements made to clear them of snow and ice. The Fire Chief is quite concerned, and he feels we have ignored the problem long enough. Motion by Mr. Emerson to set up a committee to meet with the Water Commissioners, seconded by Mr. Blomgren, unan. Mr. Ready and Mr. Lynch will be on the committee, along with the Fire Chief, Supt. of Streets and a rep. from the FinCom.

Mr. Emerson reported that celebrating Halloween on Sunday seemed to be an experiment that worked very well - the only criticism was that the Board didn't decide to do it soon enough, and there was not enough publicity. He feels that the last Sunday night in October should become traditionally Halloween celebration night, and suggested that we write to surrounding Towns and ask them to join us. Motion by Mr. Emerson, seconded by Mr. Johnson for discussion, that we adopt the last Sunday in October as Halloween. Mr. Ready said that he received complaints from certain religious organizations and would like to put it on the agenda for the next meeting, and anyone with objections should call the office or come to the November 28th meeting. Motion by Mr. Blomgren, seconded by Mr. Johnson, to get input from Police, Fire, schools and churches on changing the day of celebration.

Mr. Blomgren asked that the Charter Commission be invited to the November 28th meeting to share their thoughts with us, and give them the Board's thoughts.

He also asked that Bill McDade from Mass. Electric be invited to our next meeting to discuss the Quigley Avenue sub-station - what they are planning to do, and the time frame.

He also wants the Board to discuss budget strategies, and Mr. Lynch said he wants to present revenue projections to the Board. Mr. Ready said we need a work session on budgets, and Mr. Lynch said he should have the information by mid-December.

Mr. Blomgren stated that in 1987 the ATM accepted elderly abatements and he asked Mr. Lynch to get facts and figures and put it on the 1989 ATM Warrant.

Mr. Blomgren suggested that we ask the Roundtable to attend a meeting and have a discussion of issues with us, but Mr. Johnson said he feels they should approach us, not we approach them. Mr. Ready said he agrees with Mr. Johnson, and that we have always responded to their invitations.

Mr. Blomgren asked that our Snow Emergency procedure be publicized.

Motion by Mr. Blomgren, seconded by Mr. Johnson, unan. to ask the Sign Advisory Committee for a list of habitual violators and to ask them to review other towns enforcement policies.

Mr. Blomgren noted that in the Center there are several signs that need to be replaced or repaired - the Route 4 - Concord sign in the small Common area, replace the damaged sign at Ericksen's Corner, the sign on the small Common needs painting. Mr. Emerson added that the No Parking and 1-hour Parking signs in the Center need painting or replacing. Motion by Mr. Blomgren, seconded by Mr. Johnson, unan. to have the Safety Officer and Town Engineer survey the area and recommend what should be replaced. Mr. Blomgren also requested that the Historic District Commission be asked to clean up the tercentennial sign on the small Common.

Mr. Ready asked to table the Mobil request for transfer of their fuel storage license and send a letter to regulatory Boards - Conservation Board of Health, Sign Advisory and ask if there are any violations. Motion by Mr. Johnson, Seconded by Mr. Emerson, unan. to do so.

Mr. Lynch will call New England Telephone to ask why they did not come to the meeting tonight.

At 9:30 pm motion by Mr. Johnson, seconded by Mr. Emerson, to adjourn to Executive Session to discuss the sale or lease of real property. Mr. Ready excused himself from the Session due to a possible conflict of interest. Roll Call vote was as follows: Mr. Johnson-Aye; Mr. Emerson-Aye; Mr. Blomgren-Aye. Mr. Johnson announced that the Board will not be returning to open meeting.

For the Board of Selectmen, by

Judith E. Carter

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At 8:30 pm a public hearing was held on the application of the Chelmsford Sewer Commission for an underground diesel fuel storage permit at Southwell Field. The fuel is standby fuel for the generators at the pumping station in case of power failure, and will be vaulted. Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to grant the license to store 2500 gallons of diesel fuel, subject to receipt of documentation from the Fire Chief.

A public hearing was then held on the Sewer Commission's application for a license to store 2500 gallons of diesel fuel on Katrina Road, for the same reasons as Southwell Field. Fred Driscoll, Sewer Comm. Engineer, said that the generators will be tested each week. Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to grant the license to store 2500 gallons of diesel fuel on Katrina Road, subject to receipt of documentation from the Fire Chief.

Mr. Blomgren asked John Emerson if they are working with the Police and Fire Depts. to keep disruption in the construction areas at a minimum and Mr. Emerson said they have met with the merchants at the Mall, have passed the first entrance and exit now, and should be by the second entrance by next week, and are still keeping 2 lanes of traffic flowing. Mr. Blomgren asked that they have the media and Channel 43 keep the public up to date on where the construction is taking place.

Mr. Driscoll said they will keep working until the hot top plants close, usually in mid December. Mr. Emerson said he has heard from the State that they can pass the Nov. 15 deadline for street openings, and he is asking the Board for permission to open streets after November 15th.

Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to permit the Sewer Commission to continue with street openings until Dec. 15, with the exception of Sundays.

Under New Business, Mr. Emerson commented that the Highway Garage was established on Richardson Road because of the large sandbank at that location. The sand is now almost gone, but the adjacent parcel of land has at least 10 years worth of sand on 17 acres. The owner of the parcel, Harold Kegy, will negotiate. Mr. Emerson is asking the Board's support to negotiate to get the sand and save the Town a lot of money, and he is volunteering to negotiate with Mr. Kegy. Mr. Ready said he wants a report on the comparison of costs.

Motion by Mr. Johnson, seconded by Mr. Blomgren, unan. to have Mr. Emerson and Mr. Lynch contact Mr. Kegy, and report back to the Board with his proposal.

Mr. Emerson stated that last year \$40,000 funding for hydrant maintenance was deleted from the budget, and now there is no maintenance being done, and no arrangements made to clear them of snow and ice. The Fire Chief is quite concerned, and he feels we have ignored the problem long enough. Motion by Mr. Emerson to set up a committee to meet with the Water Commissioners, seconded by Mr. Blomgren, unan. Mr. Ready and Mr. Lynch will be on the committee, along with the Fire Chief, Supt. of Streets and a rep. from the FinCom.

Mr. Emerson reported that celebrating Halloween on Sunday seemed to be an experiment that worked very well - the only criticism was that the Board didn't decide to do it soon enough, and there was not enough publicity. He feels that the last Sunday night in October should become traditionally Halloween celebration night, and suggested that we write to surrounding Towns and ask them to join us. Motion by Mr. Emerson, seconded by Mr. Johnson for discussion, that we adopt the last Sunday in October as Halloween. Mr. Ready said that he received complaints from certain religious organizations and would like to put it on the agenda for the next meeting, and anyone with objections should call the office or come to the November 28th meeting. Motion by Mr. Blomgren, seconded by Mr. Johnson, to get input from Police, Fire, schools and churches on changing the day of celebration.

Mr. Blomgren asked that the Charter Commission be invited to the November 28th meeting to share their thoughts with us, and give them the Board's thoughts.

He also asked that Bill McDade from Mass. Electric be invited to our next meeting to discuss the Quigley Avenue sub-station - what they are planning to do, and the time frame.

He also wants the Board to discuss budget strategies, and Mr. Lynch said he wants to present revenue projections to the Board. Mr. Ready said we need a work session on budgets, and Mr. Lynch said he should have the information by mid-December.

Mr. Blomgren stated that in 1987 the ATM accepted elderly abatements and he asked Mr. Lynch to get facts and figures and put it on the 1989 ATM Warrant.

Mr. Blomgren suggested that we ask the Roundtable to attend a meeting and have a discussion of issues with us, but Mr. Johnson said he felt they should approach us, not we approach them. Mr. Ready said he agrees with Mr. Johnson, and that we have always responded to their invitations.

Mr. Blomgren asked that our Snow Emergency procedure be publicized.

Motion by Mr. Blomgren, seconded by Mr. Johnson, unan. to ask the Sign Advisory Committee for a list of habitual violators and to ask them to review other towns enforcement policies.

Mr. Blomgren noted that in the Center there are several signs that need to be replaced or repaired - the Route 4 - Concord sign in the small Common area, replace the damaged sign at Ericksen's Corner, the sign on the small Common needs painting. Mr. Emerson added that the No Parking and 1-hour Parking signs in the Center need painting or replacing. Motion by Mr. Blomgren, seconded by Mr. Johnson, unan. to have the Safety Officer and Town Engineer survey the area and recommend what should be replaced. Mr. Blomgren also requested that the Historic District Commission be asked to clean up the tercentennial sign on the small Common.

Mr. Ready asked to table the Mobil request for transfer of their fuel storage license and send a letter to regulatory Boards - Conservation Board of Health, Sign Advisory and ask if there are any violations. Motion by Mr. Johnson, Seconded by Mr. Emerson, unan. to do so.

Mr. Lynch will call New England Telephone to ask why they did not come to the meeting tonight.

At 9:30 pm motion by Mr. Johnson, seconded by Mr. Emerson, to adjourn to Executive Session to discuss the sale or lease of real property. Mr. Ready excused himself from the Session due to a possible conflict of interest. Roll Call vote was as follows: Mr. Johnson-Aye; Mr. Emerson-Aye; Mr. Blomgren-Aye. Mr. Johnson announced that the Board will not be returning to open meeting.

For the Board of Selectmen, by

Judith E. Carter

62 JAN 12 PM 2:46

Regular meeting of the Board of Selectmen held Monday, December 12, 1988. Members present were: Mr. Ready, Mr. Johnson, Mr. Emerson and Mr. Blomgren. Miss Towle was out of Town on business. Executive Secretary Bernard Lynch was also present.

During the Open Session Barry Balan was present to talk with the Board about safety problems in Central Square, especially speeding cars. He wants the Board to consider a blinking light over the crosswalk, or barrels such as Concord uses. To eliminate parking spaces in the Center would be detrimental for the merchants, he feels. Mr. Ready said that he will have a report from Traffic and Safety later in the meeting on that issue.

Mr. Emerson said that the Traffic and Safety Committee thought that a pedestrian operated light might be a good idea. The NMAC study said that lights are not warranted in the Center, and that the study will be released tonight. He feels that they should have a public hearing in January.

Chairman Ready called the meeting to order at 7:30 p.m.

Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to approve the minutes of November 7, Regular and Executive Sessions. Mr. Ready abstained from voting on the Executive Session because he was not present.

At 7:35 p.m. the Board held a Public Hearing on the application of Charles D'Angelo to renew his Class III Auto Dealer's license for North Chelmsford Auto Parts on Sleeper Street. He presented all the green Return Receipt cards except one. Mr. Lynch read a memo from the Building Inspector stating that he has had no complaints about the business for the past 2 years. No one present spoke in favor of or opposition to the granting of the license. Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to grant the renewal of Mr. D'Angelo's Class III license. The Board discussed not making Mr. D'Angelo come in for a hearing next year if his record remains good.

A Certificate of Appreciation was presented to Mrs. Violet Stone as a concerned, patriotic citizen. Mr. Ready stated that Mrs. Stone was instrumental in having the flags on the Center and North Commons illuminated at night.

Steve Gannon, New England Telephone Co., and David Ravenesi, Public Relations Manager, were present to give the Board an update on the 911 system. They apologized for the lack of convenience caused to the Board by not attending the last meeting. Mr. Ready asked when the system will be in

place and Mr. Gannon said that he needs the green light from one telephone company department, which he expects to get soon. Mr. Ravenesi said that residents with a 45 exchange will have to change to 256,251 or 250, but this may be difficult to do. They may have an option, and he will find out how many of these numbers are left. Mr. Gannon said they will send a form letter to each customer with the 45 exchange. Mr. Ravenesi said that the current E-911 legislation died, and that they are now preparing comprehensive legislation to charge for 411 calls after the first ten per month, and will also include a handicapped bill. Mr. Blomgren asked for the March 1st deadline in writing, and said that the Board is making a second formal request tonight. He added that the public will need some type of education process.

Mr. Johnson said that he would like to have a discussion to review time frames on the agenda at the Dec. 19 meeting.

Mr. Johnson reported that bid specs for the Senior Center went out on Dec. 5, that sub bids are due on Dec. 22 and general bids on Dec. 29. He is cautiously optimistic.

Mr. Blomgren asked where sand and salt for residents will be stockpiled and Mr. Lynch said across from the McCarthy School on Old Westford Road. He also noted the heavy salting of the roads done by the Highway Dept. a week ago, especially from Drum Hill Road to the Tyngsboro line and Mr. Lynch told him that this will not happen again.

Mr. Ready reported on hydrant maintenance, saying that things are going well. There are 1800 hydrants in the Center area and there is no way that the Highway, Water and Fire Departments can keep them shovelled out, and they are requesting that residents help to do so. Mr. Blomgren requested that the media publicize this, and asked that we send a memo to the Water Departments asking them to put an insert in with their bills. East and Center Districts have agreed to provide normal maintenance. He asked to send a letter to the North District asking them to also do so, but Mr. Ready said he is meeting with them tomorrow and will ask them then. Mr. Ready asked the Ex. Sec. to research the by-law on keeping hydrants clear.

Mr. Ready reported for the Traffic and Safety Committee. on pedestrian traffic in Chemsford Center. He read a report from George Burnham, NMAC traffic engineer. He also read a NMAC report on the Chelmsford Center Signal Study. Mr. Emerson suggested that this study be given to the press, and that the Board hold a Public Hearing on this. Mr. Blomgren suggested

that we have the non-controversial work done now. Motion by Mr. Johnson, seconded by Mr. Blomgren, unan. that since Mr. Ready and Mr. Emerson are on the Traffic and Safety Committee to have them authorize signage and painting of the crosswalks in the Center with a pattern (not glass beads yet).

The Board then met with David Forgue regarding a change in manager at Papa Gino's on Chelmsford Street. Mr. Forgue said he has been with Papa Gino's for 9 years, as general manager at 12 stores, and has been at the Chelmsford store since July. Mr. Ready asked if their dumpster is screened by a fence, and Mr. Forgue said no, but he will arrange this with his supervisor. Motion by Mr. Johnson, second by Mr. Emerson, unan. to approve the change in manager.

Mr. Ready then continued with his Traffic and Safety reports. Mr. Emerson asked Mr. Lynch what is the status of the Littleton Road/Hunt Road traffic light, and he said that the contract has been drawn and is being reviewed, and that problems are being ironed out. Mr. Ready referred to Mr. Burnham's reports on Acton, Parker and Byam Roads, and the solutions on Page 3. Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to approve. Mr. Blomgren said he thinks we may want to hold a Public Hearing on No Right Turn and moved to do so, seconded by Mr. Johnson, unan. Mr. Blomgren asked Mr. Lynch to get back to the Board on both proposals, when they will be finished, etc.

Mr. Ready then explained that the 3-way stop at Ericksen's Corner would entail putting in another stop sign on Chelmsford Street at the corner. The Traffic and Safety Committee supports this concept now, and will look into a 4-way stop at a later date. Mr. Emerson said he thinks we should hold a public hearing on this proposal. Motion by Mr. Johnson to approve, with a public hearing, seconded by Mr. Emerson, unan.

At 8:25 p.m. the Board met with the Trash Advisory Committee. Mrs. Barbara Scavesse, Chairman, handed a packet of information to each Board member. The packets contained information on the highlights of the Requests for Proposals that they have been studying, and a questionnaire they had sent out on what other towns are doing re trash. Mr. Emerson said that the Committee is recommending two separate contracts - one for trash and one for recyclables. They had been talking one year for the contract, and are now talking about 2 or 3 years. The Committee said they felt that a longer contract would be cheaper. Bulk items would be picked up 3 or 4 times a year, and weekly trash would be limited to 4 20-gallon bags per week per household. Motion by Mr. Johnson, seconded by Mr. Emerson, unan. that we go out for

bid per the recommendations of the Trash Advisory Committee. Mr. Blomgren said that we need the RFP's reviewed by Town Counsel, and brought up his concerns, including the question of transfer stations. Mr. Johnson said he wants the pros and cons of each different process. Mr. Ready said he wants Mr. Lynch to work with the Committee and individual Board members. The Board is going to vote next Monday night and then go out for bid. When the bids come in we can go in various directions - transfer station, user fees, etc. Motion by Mr. Blomgren, seconded by Mr. Johnson unan. to include in the RFP's that they must use a DEQE or EPA approved site, and components of the bid will include fixed costs, transporation and tipping fee, per ton.

The Ex. Sec. reported that the Board had endorsed the proposal to exclude heavy vehicle from Stedman Steet and Golden Cove Road, and Mr. Johnson and Mr. Emerson said that the problem seems to have quieted down. Mr. Lynch is to contact the resident on Stedman Street and Dalton Road corner who had done the truck counts to see if he still has a problem.

Under Unfinished Business, the Board discussed the subject of setting a date for the celebration of Halloween. Mr. Emerson said that it is not a legal holiday, that we are talking about the convenience and safety of everyone involved, that Sunday evening is safer for children. He feels that the experiment this year went quite well, and that police input was positive. Motion by Mr. Emerson, seconded by Mr. Johnson for disussion, that we establish a policy of celebrating Halloween on the last Sunday in October and ask other Towns to join us, and that we establish this as a permanent policy. Mr. Johnson said he would prefer to do this on a one year at a time basis. Motion by Mr. Emerson, seconded by Mr. Blomgren, unan. to set permanently the last Sunday in October to celebrate Halloween, and to notify the Town authorities and abutting communities.

Motion by Mr. Johnson, seconded by Mr. Emerson, unan. to approve the renewal of all existing licenses for 1989 as per the list prepared by the office, contingent upon the Building Inspector's favorable report and payment of all taxes.

Motion by Mr. Johnson, seconded by Mr. Emerson, unanimous, to appoint Roberta Doukszewicz as Senior Clerk in the Veterans' office.

Under New Business, Mr. Emerson stated that the Conservation Commission has had a problem getting a quorum at some of its meetings, which is hard on applicants and taxpayers, and he

thinks that the Board should appoint 2 or 3 alternate members. Mr. Lynch will check the state law on this.

At 10:10 p.m. motion by Mr. Johnson, seconded by Miss Towle, unan. to adjourn.

For the Board of Selectmen, by

Judith E. Carter



63 JUN 12 PM 3:32
Regular meeting of the Board of Selectmen held Monday, December 19, 1988. Members present were: Mr. Ready, Mr. Johnson, Miss Towle, Mr. Emerson and Mr. Blomgren. Ex. Sec. Bernard Lynch, was also present. Vice Chairman Johnson called the meeting to order at 7:30 p.m., stating that Mr. Ready would be present shortly.

Motion by Mr. Emerson, seconded by Miss Towle, unan. to approve the minutes of November 28, 1988, Regular and Executive Sessions.

Mr. Ready then joined the meeting.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to present a Certificate of Appreciation to Polic Officer Gail Hunter for an outstanding performance in saving the life of an accident victim.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to present Certificates of Appreciation to Firefighters Jack Hadley and Bruce Donovan for outstanding performances in saving a life during a house fire.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to present a Certificate of Appreciation to the Chelmsford High School Track Team for winning the State Championship in Cross Country.

Under Reports, Mr. Emerson said that at the last meeting a report from the Traffic and Safety Committee on Central Square was discussed, and since then some new ideas have been formulated.

Motion by Mr. Emerson, seconded by Miss Towle, unan. to refer this project back to the Traffic and Safety Committee.

Mr. Lynch reported that a meeting had been held with the Water Districts, Finance Committee rep., Supt. of Streets and Fire Chief to discuss hydrants. Under the budget cuts made last year, the Water Districts will still maintain the hydrants on an annual/semi-annual basis. However, they cannot provide snow removal, and the Town is asking residents to shovel out hydrants on or near their property during a heavy storm. All hydrants are marked by a yellow stripe on the nearest telephone pole.

Mr. Lynch reported that the engineering work at Hunt and Littleton Roads contract is ready from SEA for acceptance by the Board, in the amount of \$21,900. This includes all the engineering work and design work to put the actual work on the traffic signal out for bid. Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve the contract.

Mr. Lynch then reported that on the question of truck exclusion on Stedman Street and Golden Cove Road, that the Town Engineer has checked with Mr. Luskin and other residents, and they still want to pursue this. Mr. Emerson said he is not sure that this should

be done, that they are just shifting a problem to a different neighborhood. Mr. Ready said that the purpose of the exclusion would be to stop heavy vehicles from using Stedman Street and Golden Cove Road as a shortcut from Drum Hill to Route 129. Mr. Blomgren asked about putting a tonnage limitation on the vehicles, rather than trying to completely exclude them. Mr. Lynch stated that the Board has requested this exclusion from the State, but they want more information - alternate routes, etc. Mr. Emerson said he feels there are many areas in Town that would like the same consideration, and that we may be setting a precedent. Mr. Ready commented that we did this on North Road in an attempt to get trucks back onto Route 3, and if we also do this on Stedman Street, eventually they will have to start staying on Route 3. Mr. Blomgren stated that we do have some options - limit tonnage, or size of truck, or exclude for a certain period of time, i.e., 7:00 am - 6:00 pm. Mr. Lynch said that this involves both Lowell and Chelmsford. We have approval from Lowell, but still need approval from the State. Mr. Emerson then asked for a Personal Hold on the matter, and Miss Towle requested that Mr. Luskin be asked to attend a future meeting.

The Board then met with Conservation Commission Chairman James McBride and members of the Chelmsford Garden Club regarding the Wright Reservation. Mr. McBride said that this is a long range program, and that it takes time to get people to do work. A special gate for the reservation is being delivered to the Highway Dept. tomorrow. He described the gate as being vandal proof, and is currently being used in Groton and other communities. Mike Crory will install the gate, and the Conservation Trust will pay for it. When the gate is installed, then all the rubbish will be removed. He is still trying to get more trees cut. Mr. Ready asked about letting the public cut down dead trees, and Mr. McBride said that we tried that a few years ago, by having people who wanted to cut sign waivers. However, Town Counsel said he did not feel this would stand up in court. Mr. McBride said that the gate was ordered at the end of the summer, after the parking lot was put in. There is about \$30,000 in the Trust, and the Consv. Comm. is trying to spend just the interest, but the parking lot cost \$5,000. Mr. Ready told him in the future to contact the Ex. Sec. for help in projects of this nature. Mr. McBride said in summary that they will put in the gate, have the rubbish and brush removed, have processed gravel put on the parking lot, and have the remaining marked trees cut down. The Garden Club asked for a timetable, and Mr. McBride said by Spring. They asked for a liaison person from the Consv. Comm., and Mr. McBride said he will ask for a volunteer at the next meeting. Mr. Blomgren said it is incumbent upon the Board to commit a time schedule to the Club, and should be encouraging volunteer participation of this nature. He asked the Ex. Sec. to put a plan in place, and asked the Garden Club to work with him.

It was suggested that Highway Dept. employee Jim Crotty be allowed to work in there cutting trees, since he has been doing this on his own time. Mr. Emerson reminded the Board that the Garden Club is not asking for anything from the Board - they just want some help in doing a project for the Town.

Motion by Miss Towle, seconded by Mr. Emerson, unan. to ask the Ex. Sec. to contact the Highway Supt. to see if Mr. Crotty is interested in doing this work, and if he is, to allow him to do it on Town time, and to also check with Mike Crory on a time frame and ask for a schedule for completing the remaining work. Mr. Lynch will contact the Garden Club when he has this time schedule.

At 8:00pm the Board met with Charter Commission Chairman James Geary, and members Mary St. Hilaire, Paul Ahern and Bob Charpentier. Mr. Geary said he wants to give the Board a brief update on the Commission's progress: the Chelmsford Newsweekly published the first draft of the proposed charter the Commission hopes to complete developing the preliminary draft into a final draft at their meetings on Dec. 20 and Jan. 3, have the final draft ready on Jan. 10 and present the final draft to the Board on Jan. 23 to ask them to vote to place the charter on the April 4 ballot. He stated that some changes have been incorporated since the first draft was printed and they have spoken to various groups in Town.

Mr. Geary then outlined the changes made:

1. The number of representative Town Meeting members has been increased from 15 to 18 per precinct, for a total of 162, with 82 reps. required for a quorum;
2. The Town Clerk becomes an appointed, rather than elected, position, along with the Treasurer and Assessors;
3. A Screening Committee will be established to assist the Board of Selectmen in choosing a Town Manager for the first time;
4. The Commission will recommend adding a Code of Ethics to the Charter; and
5. The process for recalling an elected official will include questions on two separate ballots - 1) to remove; and 2) to select a replacement.

Mr. Geary said that they hope to have the final product on Jan. 23. Under the proposed charter the Board of Selectmen would become a policy making Board of Directors. If the Charter is adopted in April, there will be a Special Election in September to elect Town Meeting representatives.

He went on to say that positions that still must be elected by law include: Board of Selectmen, School Committee, Moderator, Board of Health, Cemetery Commissioners, Library Trustees, Planning Board, Sewer Commissioners and Housing Authority.

The Board all thanked Town Clerk Mary St. Hilaire for voting to appoint, rather than elect, the Town Clerk.

Mr. Blomgren asked if they expect a minority report to be filed,

and Mr. Geary said they hope to avoid this, but won't know until the final draft is ready. The Board questioned the makeup of the Screening Committee, asking if it doesn't give the Moderator too much power. Mr. Geary said this is subject to change. At this point the Committee would present the names of 3 - 5 qualified candidates to the Board of Selectmen. Mr. Geary added that Section 8 of the Charter covers a transition period to appoint a Town Manager and elect Town Meeting representatives. The Board thanked Mr. Geary and the Commission for their hard work.

Under Unfinished Business the Board discussed keeping a time frame on the agenda. Mr. Johnson commented that except for public hearings, a timed agenda can slow down the meeting process. Mr. Emerson said that if items are timed, we have to break and go to a scheduled item, then back to the original subject, which is time consuming. Motion by Miss Towle, seconded by Mr. Johnson, unan. to try a timed agenda for one more month.

The Board then discussed RFP's for trash. Mr. Lynch said they have tightened up the requirements, have taken a definite recycling out of solid waste pick-up and the general solid waste RFP will ask for cost per ton. There will be a limit on size and quantity of trash to be picked up at each household. The Trash Advisory Committee supports the idea of limiting in order to encourage recycling. The RFP currently calls for 4 20-pound bags, or 2 35-gallon containers. Pick-up limits would be in effect all the time except for the last week in December. We are requesting a flat fee for leaf pick-up, whether bagged, vacuumed or picked up, and would request that this be done on 2 separate weeks.

Mr. Blomgren asked Barbara Scavezze, Chairman of the Trash Advisory Committee, if January 11 would be a good night for her committee to meet with the Board of Selectmen and the Finance Committee to discuss transfer stations at the Parker School Auditorium. Mr. Johnson said that with 10,200 households in Town, that would mean at least 10,200 trips per week, mostly on Saturday mornings, to a transfer station that would cost \$2 - \$3 million to build. Mr. Blomgren asked other membes to go to Hudson with him on December 27 to view a transfer station. He added that on March 7 the Blue Ribbon Resource Recovery Committee had said that recycling, a transfer station and tying into a trash to energy facility would have to occur eventually. Motion by Mr. Johnson, seconded by Miss Towle, unan. to approve the RFP's.

Motion by Mr. Johnson, seconded by Miss Towle, unan. to request Mass. Electric to place a 4,000 lumen streetlight on Pole #44 at the intersection of Groton Road and Main Street.

Under New Business, Miss Towle asked the Ex. Sec. to have the Dog Officer start an hour early one day a week to try to observe a dog who is causing damage at 35 Montview Road between 6:00 and 7:00 a.m.

Mr. Emerson asked for the Safety Officer's report and recommendations for streetlights on Driftwood and Tanglewood Drives.

Mr. Blomgren asked that the public be notified what hours the Town Offices will be open during the holidays. The Ex. Sec. said that both Mondays are legal holidays, and that we will close at noon on the Fridays before Christmas and New Years. Mr. Blomgren also requested that the 4th of July Committee be invited to attend the Jan. 23 meeting.

Mr. Ready asked if we have heard from the Dept. of Revenue re the audit requested by the Fire Union, and Miss Towle said No, not yet.

Mr. Blomgren said that the Library Trustees want to discuss being tenant in a portion of the Center School site. Mr. Emerson asked that they be scheduled for the Jan. 9 meeting.

At 9:15 p.m. motion by Mr. Johnson, seconded by Miss Towle, unan. to adjourn.

For the Board of Selectmen, by

Judith E. Carter

